



Oneida Business Committee

Regular Meeting
8:30 AM Wednesday, July 13, 2022
BC Conference Room, 2nd floor, Norbert Hill Center

Agenda

Meeting agenda is available here: oneida-nsn.gov/government/business-committee/agendas-packets/. Materials for the "General Tribal Council" section of the agenda, if any, are available to enrolled members of the Oneida Nation; to obtain a copy, visit the Government Administrative Office, 2nd floor, Norbert Hill Center and present a valid Tribal I.D. or go to <https://goo.gl/uLp2jE>. Scheduled times are subject to change.

I. CALL TO ORDER

II. OPENING

III. ADOPT THE AGENDA

IV. OATH OF OFFICE

- A. **Oneida Public Safety Pension Board - Dustin Muenster**
Sponsor: Richard Van Boxtel, Chair/Oneida Police Commission

V. MINUTES

- A. **Approve the June 8, 2022, regular Business Committee meeting minutes**
Sponsor: Lisa Liggins, Secretary
- B. **Approve the June 14, 2022, emergency Business Committee meeting minutes**
Sponsor: Lisa Liggins, Secretary

VI. RESOLUTIONS

- A. **Adopt resolution entitled Adoption of the Elder Assistance Program Law**
Sponsor: David P. Jordan, Councilman
- B. **Adopt resolution entitled Elder Assistance Program Application Submission Period and Disbursement Timeframe for 2022**
Sponsor: David P. Jordan, Councilman

- C. Adopt resolution entitled Oneida Nation Assistance Fund Application Submission Period and Disbursement Timeframe for 2022**
Sponsor: David P. Jordan, Councilman
- D. Adopt resolution entitled Adoption of the Healing to Wellness Court Law**
Sponsor: David P. Jordan, Councilman
- E. Adopt the resolution entitled Adoption of an Emergency Amendment to the Election Law**
Sponsor: David P. Jordan, Councilman
- F. Adopt resolution entitled Extension of Declaration of Public Health State of Emergency Until September 20, 2022**
Sponsor: Kaylynn Gresham, Director/Emergency Management
- G. Adopt resolution entitled Authorization of 80 Hours of Trade Back for Cash for Fiscal Year 2022**
Sponsor: Todd VanDen Heuvel, Executive HR Director
- H. Enter the e-poll results into the record regarding the adopted BC resolution 06-20-22-A Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado**
Sponsor: Lisa Liggins, Secretary
- I. Enter the e-poll results into the record regarding the adopted BC resolution 06-21-22-A Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation**
Sponsor: Lisa Liggins, Secretary
- J. Enter the e-poll results into the record regarding the adopted BC resolution 06-22-22-A Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan**
Sponsor: Lisa Liggins, Secretary
- K. Enter the e-poll results into the record regarding the adopted BC resolution 06-28-22-A Summer Savings at the Pump Program**
Sponsor: Lisa Liggins, Secretary
- L. Enter the e-poll results into the record regarding the adopted BC resolution 07-01-22-A Fireworks Display for 48th Annual Oneida Nation Pow Wow**
Sponsor: Lisa Liggins, Secretary

VII. APPOINTMENTS

- A. Determine next steps regarding one (1) vacancy - Anna John Resident Centered Care Community Board**
Sponsor: Lisa Liggins, Secretary
- B. Determine next steps regarding ten (10) vacancies- Oneida Election Board Alternate**
Sponsor: Lisa Liggins, Secretary

- C. **Determine next steps regarding one (1) vacancy - Oneida ESC Group, LLC**
Sponsor: Lisa Liggins, Secretary
- D. **Determine next steps regarding two (2) vacancies - Southeastern Wisconsin Oneida Tribal Services Advisory Board**
Sponsor: Lisa Liggins, Secretary

VIII. STANDING COMMITTEES

A. COMMUNITY DEVELOPMENT PLANNING COMMITTEE

- 1. **Accept the April 7, 2022, regular Community Development Planning Committee meeting minutes**
Sponsor: Brandon Stevens, Vice-Chairman
- 2. **Accept the May 5, 2022, regular Community Development Planning Committee meeting minutes**
Sponsor: Brandon Stevens, Vice-Chairman

B. FINANCE COMMITTEE

- 1. **Accept the May 31, 2022, regular Finance Committee meeting minutes**
Sponsor: Tina Danforth, Treasurer
- 2. **Accept the June 13, 2022, regular Finance Committee meeting minutes**
Sponsor: Tina Danforth, Treasurer

C. LEGISLATIVE OPERATING COMMITTEE

- 1. **Accept the June 1, 2022, regular Legislative Operating Committee meeting minutes**
Sponsor: David P. Jordan, Councilman
- 2. **Accept the June 15, 2022, regular Legislative Operating Committee meeting minutes**
Sponsor: David P. Jordan, Councilman

D. QUALITY OF LIFE COMMITTEE

- 1. **Accept the March 17, 2022, regular Quality of Life Committee meeting minutes**
Sponsor: Marie Summers, Councilwoman
- 2. **Accept the May 19, 2022, regular Quality of Life Committee meeting minutes**
Sponsor: Marie Summers, Councilwoman

IX. STANDING ITEMS**A. ARPA FRF and Tribal Contribution Savings Submissions**

- 1. Adopt resolution entitled Obligation for 140HP Loader Tractor Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 2. Adopt resolution entitled Obligation for 140HP Mixer Tractor Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 3. Adopt resolution entitled Obligation for 6155M Cab Tractor with Crimper Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 4. Adopt resolution entitled Obligation for MS 400 VB Spreader Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 5. Adopt resolution entitled Obligation for Regenerative Agriculture Consultation Assessment Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 6. Adopt resolution entitled Obligation for Public Arts and Arts Survey Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 7. Adopt resolution entitled Obligation for Oneida National Treasures Recognition Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 8. Adopt resolution entitled Obligation for Oneida Nation Student Relief Fund Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 9. Adopt resolution entitled Obligation for Oneida Nation Home Infrastructure Program Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 10. Adopt resolution entitled Obligation for Oneida Nation Home Repair and Improvement Program Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager
- 11. Adopt resolution entitled Obligation for Oneida Nation Food Assistance Program Utilizing Tribal Contribution Savings**
Sponsor: Mark W. Powless, General Manager

X. TRAVEL REPORTS

- A. Approve the travel report - Chairman Tehassi Hill - National Republican Congressional Committee Event - Sarasota, FL - March 25-28, 2022**
Sponsor: Tehassi Hill, Chairman
- B. Approve the travel report - Treasurer Tina Danforth - SEOTS Food Card Distribution - Milwaukee, WI - November 17-20, 2021**
Sponsor: Tina Danforth, Treasurer
- C. Approve the travel report - Treasurer Tina Danforth - State of the Tribes Address - Madison, WI - February 21-22, 2022**
Sponsor: Tina Danforth, Treasurer
- D. Approve the travel report - Treasurer Tina Danforth - National Association of Financial Assessments Officers 40th Annual Conference - Seattle, WA - April 3-5, 2022**
Sponsor: Tina Danforth, Treasurer
- E. Approve the travel report - Treasurer Tina Danforth - Native American Bank Board Meeting - Denver, CO - April 18-19, 2022**
Sponsor: Tina Danforth, Treasurer
- F. Approve the travel report - Councilman David P. Jordan, Councilman Kirby Metoxen, Councilwoman Marie Summers - Reservation Economic Summit "RES 2022" - Las Vegas, NV - May 23-26, 2022**
Sponsor: Marie Summers, Councilwoman

XI. TRAVEL REQUESTS

- A. Approve the travel request - Treasurer Tina Danforth - Native American Finance Officers Association (NAFOA) 2022 Fall Finance & Tribal Economies Conference - Mashantucket, CT - October 2-5, 2022**
Sponsor: Tina Danforth, Treasurer
- B. Approve the travel request - Secretary Lisa Liggins - Assembly Democratic Campaign Committee Fundraiser - Wisconsin Dells, WI - July 26-27, 2022**
Sponsor: Lisa Liggins, Secretary
- C. Approve the travel request - Councilman Kirby Metoxen - 2022 Wisconsin State Fair - Milwaukee, WI - August 5-7, 2022**
Sponsor: Kirby Metoxen, Councilman
- D. Approve the travel request - Councilwoman Jennifer Webster - 2022 Secretary's Tribal Advisory Committee (STAC) meeting - Albuquerque, New Mexico - September 5-10, 2022**
Sponsor: Jennifer Webster, Councilwoman
- E. Enter the e-poll results into the record regarding the approved travel for Chairman Tehassi Hill to attend the Midwest Alliance of Sovereign Tribes (MAST) Summer meeting in New Buffalo, MI - August 9-11, 2022**
Sponsor: Lisa Liggins, Secretary

- F. **Enter the e-poll results into the record regarding the approved travel for Councilman Kirby Metoxen to attend the Midwest Alliance of Sovereign Tribes (MAST) Summer meeting in New Buffalo, MI - August 9-12, 2022**
Sponsor: Lisa Liggins, Secretary

XII. NEW BUSINESS

- A. **Review the Sportsbook Rules of Play and determine next steps**
Sponsor: Mark A. Powless, Sr., Chair/Oneida Gaming Commission
- B. **Review the Three Card Poker Rules of Play and determine next steps**
Sponsor: Mark A. Powless, Sr., Chair/Oneida Gaming Commission
- C. **Review the Four Card Poker Rules of Play and determine next steps**
Sponsor: Mark A. Powless, Sr., Chair/Oneida Gaming Commission
- D. **Approve the development of a Repatriation of Norbert Hill Center working group**
Sponsor: Kirby Metoxen, Councilman
- E. **Post (1) vacancy - Oneida Election Board**
Sponsor: Lisa Liggins, Secretary

XIII. EXECUTIVE SESSION

A. REPORTS

1. **Accept the Chief Counsel report**
Sponsor: Jo Anne House, Chief Counsel
2. **Accept the General Manager report**
Sponsor: Mark W. Powless, General Manager
3. **Accept the Chief Financial Officer June 2022 report**
Sponsor: Larry Barton, Chief Financial Officer
4. **Accept the Treasurer's May 2022 report (11:30 a.m.)**
Sponsor: Tina Danforth, Treasurer

B. NEW BUSINESS

1. **Accept the June 3, 2022, BC Officer meeting notes**
Sponsor: Danelle Wilson, Executive Assistant
2. **Accept the July 5, 2022, BC Officer meeting notes**
Sponsor: Danelle Wilson, Executive Assistant
3. **Review application(s) for one (1) vacancy - Anna John Resident Centered Care Community Board**
Sponsor: Lisa Liggins, Secretary

4. **Review application(s) for ten (10) vacancies - Oneida Election Board Alternate**
Sponsor: Lisa Liggins, Secretary
5. **Review application(s) for one (1) vacancy - Oneida ESC Group, LLC**
Sponsor: Lisa Liggins, Secretary
6. **Review applications for two (2) vacancies - Southeastern Wisconsin Oneida Tribal Services Advisory Board**
Sponsor: Lisa Liggins, Secretary
7. **Review and determine next steps regarding Complaint #2022-DR06-01**
(1:30 p.m.)
Sponsor: Kristal Hill, Executive Assistant
8. **Review and determine next steps regarding Complaint #2022-DR08-02**
(1:30 p.m.)
Sponsor: Kristal Hill, Executive Assistant

XIV. ADJOURN

Posted on the Oneida Nation's official website, www.oneida-nsn.gov pursuant to the Open Records and Open Meetings law (§ 107.14.)

The meeting packet of the open session materials for this meeting is available by going to the Oneida Nation's official website at: oneida-nsn.gov/government/business-committee/agendas-packets/

For information about this meeting, please call the Government Administrative Office at (920) 869-4364 or (800) 236-2214

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Administer Oath of Office to Dustin Muenster for Oneida Public Safety Pension Board

4. Areas potentially impacted or affected by this request:

- | | |
|---|---|
| <input type="checkbox"/> Finance | <input type="checkbox"/> Programs/Services |
| <input type="checkbox"/> Law Office | <input type="checkbox"/> MIS |
| <input type="checkbox"/> Gaming/Retail | <input type="checkbox"/> Boards, Committees, or Commissions |
| <input type="checkbox"/> Other: <i>Describe</i> | |

5. Additional attendees needed for this request:

Dustin Muenster, Police Officer

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Richard Van Boxtel, Police Commission Chairman

Primary Requestor: Eric Boulanger, Chief of Police



Oneida Police Department

P.O. Box 365, Oneida, WI 54155

Eric H. Boulanger
Chief of Police



MEMORANDUM

To: Oneida Business Committee
From: Eric Boulanger, Chief of Police
Date: June 15, 2022
Subj: Oneida Public Safety Pension Board

A handwritten signature in black ink, appearing to be "EB", enclosed in a circular scribble.

This is a request to fill a vacant position on the Public Safety Pension Board. Dustin Muenster has been selected and will be willing to fill the remainder of the two (2) year term which expires on February 29, 2024.

Approve the June 8, 2022, regular Business Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
 Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

DRAFT**Oneida Business Committee**

Executive Session
10:30 AM Tuesday, June 07, 2022
 BC Conference Room, 2nd floor, Norbert Hill Center

Regular Meeting
1:00 PM Wednesday, June 08, 2022
 BC Conference Room, 2nd floor, Norbert Hill Center

Minutes**EXECUTIVE SESSION**

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Stevens, Secretary Lisa Liggins, Council members: Daniel Guzman King, David P. Jordan, Kirby Metoxen, Marie Summers, Jennifer Webster;

Arrived at: n/a

Not Present: Treasurer Tina Danforth

Others present: Jo Anne House, Larry Barton, Louise Cornelius, Melinda J. Danforth, Mark W. Powless, Todd VanDen Heuvel, Danelle Wilson, Chad Fuss, Joseph Sikora;

REGULAR MEETING

Present: Chairman Tehassi Hill, Vice-Chairman Brandon Stevens, Treasurer Tina Danforth, Council members: Kirby Metoxen, Marie Summers;

Arrived at: Secretary Lisa Liggins at 1:03 p.m., Councilman David P. Jordan at 1:03 p.m.

Not Present: Council members: Daniel Guzman King, Jennifer Webster;

Others present: Jo Anne House, Larry Barton, Melinda J. Danforth, Todd VanDen Heuvel (via Microsoft Teams¹), Danelle Wilson (via Microsoft Teams), Rhiannon Metoxen (via Microsoft Teams), Kristal Hill (via Microsoft Teams), Rae Skenandore (via Microsoft Teams), Amy Spears (via Microsoft Teams), Justin Nishimoto (via Microsoft Teams), Clorissa Santiago, Grace Elliott, Carolyn Salutz, Melanie Burkhart (via Microsoft Teams), Nicole Rommel (via Microsoft Teams), Lori Hill (via Microsoft Teams), Paul Witek (via Microsoft Teams), Jameson Wilson (via Microsoft Teams), Christopher Johnson, Patricia King (via Microsoft Teams), Debbie Melchert (via Microsoft Teams), Brooke Doxtator (via Microsoft Teams), Shannon Davis (via Microsoft Teams), Carol Silva (via Microsoft Teams), Jeanne Calhoun (via Microsoft Teams), Phyllis Tousey (via Microsoft Teams), Jessica Ryan (via Microsoft Teams), Nancy Barton, Robert Fowler, Diane Fowler, Courtney Gerzetich, Aliskwet Ellis;

I. CALL TO ORDER

Meeting called to order by Chairman Tehassi Hill at 1:02 p.m.

For the record: Councilman Daniel Guzman King is out on approved travel attending FY 2023 Bemidji Area Pre-Negotiation meeting in Bloomington, MN. Councilwoman Jennifer Webster is out on approved travel attending the Great Lakes Area Tribal Health Board: Indian Health Services Pre-Negotiations in Minneapolis, MN.

¹ Microsoft Teams is software which provides a communication and collaboration platform for workplace chat, file sharing, and video meetings.

DRAFT**II. OPENING (00:00:31)**

Opening provided by Councilman Kirby Metoxen.

Secretary Lisa Liggins arrived at 1:03 p.m.

Councilman David P. Jordan arrived at 1:03 p.m.

III. ADOPT THE AGENDA (00:00:58)

Motion by Lisa Liggins to adopt the agenda with four (4) additions [1) under the New Business section, add item Authorize Chairman Tehassi Hill to sign a Letter of Support to the City of Green Bay Plan Commission regarding Edge of the Woods Housing; 2) under the New Business section, add item entitled Consider request for use of Economic Development Diversification and Community Development funds for a donation of \$750,000 to Oneida Airport Hotel Corporation for Project ED22-003; 3) under the New Business section add item entitled Consider request for use of Economic Development Diversification and Community Development funds for a donation of \$17,637.23 to Oneida Youth Leadership Institute Fund for the Community Lacrosse Program Project ED22-002; 4) under the New Business section, add item entitled Approve BC Special Project fund request in the amount of \$4,604.34, for a community meal in regards to the disinterment of two Oneida children from Carlisle, Pennsylvania Cemetery], seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

Item IX.B. was addressed next.

IV. OATH OF OFFICE

- A. Audit Committee - James Skenandore Jr. - Administered Oath of Office on May 19, 2022 (00:16:37)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to accept the notice as information, seconded by David P. Jordan. Motion Pending:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

V. MINUTES

- A. Approve the May 20, 2022, emergency Business Committee meeting minutes (00:17:05)**
Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to approve the May 20, 2022, emergency Business Committee meeting minutes, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

DRAFT**B. Approve the May 25, 2022, regular Business Committee meeting minutes (00:17:30)**

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to approve the May 25, 2022, regular Business Committee meeting minutes, seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens
 Abstained: Marie Summers
 Not Present: Daniel Guzman King, Jennifer Webster

VI. RESOLUTIONS**A. Adopt resolution entitled Emergency Adoption of the Oneida Nation Assistance Fund Law (00:17:55)**

Sponsor: David P. Jordan, Councilman

Motion by Marie Summers to adopt resolution entitled 06-08-22-A Emergency Adoption of the Oneida Nation Assistance Fund Law, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
 Not Present: Daniel Guzman King, Jennifer Webster

VII. STANDING COMMITTEES**A. LEGISLATIVE OPERATING COMMITTEE****1. Accept the May 18, 2022, regular Legislative Operating Committee meeting minutes (00:22:03)**

Sponsor: David P. Jordan, Councilman

Motion by Marie Summers to accept the May 18, 2022, regular Legislative Operating Committee meeting minutes, seconded by Lisa Liggins. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
 Not Present: Daniel Guzman King, Jennifer Webster

VIII. STANDING ITEMS**A. ARPA FRF and Tribal Contribution Savings Submissions (00:22:30)**

No submissions to consider.

DRAFT**IX. NEW BUSINESS****A. Approve two (2) actions - CDC #21-114 - Sacred Burial Grounds Expansion (00:22:37)**

Sponsor: Mark W. Powless, General Manager

Motion by Brandon Stevens to extend the public comment period for Nancy Barton for an additional five (5) minutes, seconded by Lisa Liggins. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

Motion by Lisa Liggins to approve the CDC approval package for CDC #21-114 Sacred Burial Grounds Expansion and activate \$150,000 from the CIP budget for CDC #21-114 Sacred Burial Grounds Expansion, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

Motion by Tina Danforth to direct the General Manager to work with Land Management to update all documents in referencing former family names of acquisitions and to bring back a report to the first Business Committee meeting in August, seconded by Lisa Liggins. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

Item IX.C. was addressed next.

B. Approve contract amendment - Memorandum of Understanding with Brothertown Indian Nation - file # 2016-0432 (00:03:50)

Sponsor: Melinda J. Danforth, Director/Intergovernmental Affairs

Motion by Lisa Liggins to approve contract amendment - Memorandum of Understanding with Brothertown Indian Nation - file # 2016-0432, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

Item IV.A. was addressed next.

C. Support the designation of June 19 as an Oneida Nation paid holiday for the Juneteenth National Independence Day and forward to the Legislative Operating Committee for review (00:48:28)

Sponsor: Lisa Liggins, Secretary

Motion by Kirby Metoxen to support the designation of June 19 as an Oneida Nation paid holiday for the Juneteenth National Independence Day and forward to the Legislative Operating Committee for review, seconded by David P. Jordan. Motion carried:

Ayes: David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens

Abstained: Tina Danforth, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

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- D. Enter the e-poll results into the record regarding the approved exception to resolution # BC-01-12-22-A to start the regular Business Committee meeting on May 25, 2022, at 1:00 p.m. (00:54:22)**

Sponsor: Lisa Liggins, Secretary

Motion by Lisa Liggins to enter the e-poll results into the record regarding the approved exception to resolution # BC-01-12-22-A to start the regular Business Committee meeting on May 25, 2022, at 1:00 p.m., seconded by Tina Danforth. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

- E. Authorize Chairman Tehassi Hill to sign a Letter of Support to the City of Green Bay Plan Commission regarding the Edge of the Woods Housing (00:54:55)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to authorize Chairman Tehassi Hill to sign a Letter of Support to the City of Green Bay Plan Commission regarding the Edge of the Woods Housing, seconded by David P. Jordan. Motion carried:

Ayes: David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Abstained: Tina Danforth

Not Present: Daniel Guzman King, Jennifer Webster

- F. Consider request for use of Economic Development Diversification and Community Development funds for a donation of \$750,000 to Oneida Airport Hotel Corporation for Project ED22-003 (00:57:35)**

Sponsor: Rae Skenandore, Budget Analyst

Motion by Lisa Liggins to rescind BC resolution 07-11-18-A Capital Contribution to Oneida Airport Hotel Corporation of \$750,000 to Improve Parking Lots and Lighting from the Hotel Tax Fund, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

Motion by Lisa Liggins to adopt resolution entitled 06-08-22-B Approval of Use of Economic Development Diversification and Community Development Funds for a Capital Contribution of \$750,000 to Oneida Airport Hotel Corporation for Project ED22-003 with one (1) noted change [1) change "donation" to "capital contribution" throughout the document], seconded by Kirby Metoxen. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

DRAFT

- G. Consider request for use of Economic Development Diversification and Community Development funds for a donation of \$17,637.23 to Oneida Youth Leadership Institute Fund for the Community Lacrosse Program Project ED22-002 (01:13:00)**

Sponsor: Rae Skenandore, Budget Analyst

Motion by David P. Jordan to adopt resolution entitled 06-08-22-C Approval of Use of Economic Development Diversification and Community Development Funds for a Donation of \$17,637.23 to Oneida Youth Leadership Institute Fund for the Community Lacrosse Program Project ED22-002, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen,
Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

- H. Approve BC Special Project fund request in the amount of \$4,604.34, for a community meal in regards to the disinterment of two Oneida children from Carlisle, Pennsylvania Cemetery (01:22:27)**

Sponsor: Kirby Metoxen, Councilman

Treasurer Tina Danforth left at 2:26 p.m.

Motion by Lisa Liggins to approve the funding request up to the amount of \$6,000 for a community meal related to the disinterment of two Oneida children from Carlisle, Pennsylvania Cemetery from the BC Special Projects budget line, seconded by Marie Summers. Motion carried:

Ayes: David P. Jordan, Lisa Liggins, Brandon Stevens, Marie Summers

Abstained: Kirby Metoxen

Not Present: Tina Danforth, Daniel Guzman King, Jennifer Webster

X. GENERAL TRIBAL COUNCIL

- A. Approve the notice and meeting materials for the tentatively scheduled July 19, 2022, semi-annual General Tribal Council meeting (01:28:47)**

Sponsor: Lisa Liggins, Secretary

Treasurer Tina Danforth returned at 2:33 p.m.

Councilman Kirby Metoxen left at 2:51 p.m.

Councilman Kirby Metoxen returned at 2:53 p.m.

Motion by Lisa Liggins to approve the notice and meeting materials for the tentatively scheduled July 19, 2022, semi-annual General Tribal Council meeting with five (5) noted changes [1) deletion of page 243 in its entirety; 2) on page 266, the amendment to the chart as discussed to include the best case scenario if everyone attends; 3) on page 267, deleting lines 145 and 146; 4) on page 268, deleting lines 162 and 163; and 5) remove any references to the changing of the stipend, seconded by David P. Jordan. Motion carried:

Ayes: David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Abstained: Tina Danforth

Not Present: Daniel Guzman King, Jennifer Webster

DRAFT

- B. Schedule a special General Tribal Council meeting to address three (3) pending petitions and approve the meeting materials and notice (02:06:32)**
Sponsor: Lisa Liggins, Secretary

Motion by Marie Summers to schedule a special General Tribal Council meeting on August 30, 2022, to address the three (3) pending petitions and approve the meeting materials and notice, seconded by Lisa Liggins. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
Not Present: Daniel Guzman King, Jennifer Webster

- C. Schedule a special General Tribal Council meeting to address FY-2023 budget (02:09:29)**
Sponsor: Lisa Liggins, Secretary

Motion by Kirby Metoxen to schedule a special General Tribal Council meeting to address FY-2023 budget on September 25, 2022, at 10:00 a.m. Motion failed due to lack of support.

Motion by Lisa Liggins to schedule a special General Tribal Council meeting to address FY-2023 budget on Monday, September 26, 2022, at 6:00 p.m., seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Brandon Stevens
Opposed: Kirby Metoxen
Abstained: Marie Summers
Not Present: Daniel Guzman King, Jennifer Webster

For the record: Councilman Kirby Metoxen stated I opposed because I wanted Sunday, September 25th at 10:00 a.m.

For the record: Councilwoman Marie Summers stated I don't know why we are proposing Sunday dates if they are not going to support them.

XI. EXECUTIVE SESSION**A. REPORTS**

- 1. Accept the Chief Counsel report (02:19:39)**
Sponsor: Jo Anne House, Chief Counsel

Motion by Lisa Liggins to accept the Chief Counsel report, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
Not Present: Daniel Guzman King, Jennifer Webster

- 2. Accept the General Manager report (02:20:00)**
Sponsor: Mark W. Powless, General Manager

Motion by Lisa Liggins to accept the General Manager report, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
Not Present: Daniel Guzman King, Jennifer Webster

DRAFT**B. AUDIT COMMITTEE****1. Accept the Bingo compliance audit and lift the confidentiality requirement (02:20:12)**

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Bingo compliance audit and lift the confidentiality requirement, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

2. Accept the Controlled Keys compliance audit and lift the confidentiality requirement (02:20:29)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Controlled Keys compliance audit and lift the confidentiality requirement, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

3. Accept the BC Members Credit Card Activity operational audit and lift the confidentiality requirement (02:20:42)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the BC Members Credit Card Activity operational audit and lift the confidentiality requirement, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

4. Accept the Oneida Recreation performance assurance audit and lift the confidentiality requirement (02:20:58)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the Oneida Recreation performance assurance audit and lift the confidentiality requirement, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

5. Accept the April 21, 2022, regular Audit Committee meeting minutes (02:21:15)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to accept the April 21, 2022, regular Audit Committee meeting minutes, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers

Not Present: Daniel Guzman King, Jennifer Webster

DRAFT**C. NEW BUSINESS****1. Determine next steps regarding the Gaming wage chart (02:21:29)**

Sponsor: Louise Cornelius, Gaming General Manager

Motion by Lisa Liggins to approve the application of the Nation's wage chart to the Gaming operations effective with the June 19, 2022 payroll period and the following implementation adjustments: non-exempt employees that are in Grades 1-4 (including Dealers) will at least receive \$0.25 an hour increase; if the employee is above 75% placement in grade, they will not receive an increase in hourly pay but will instead receive a lump sum payment of up to \$520, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Kirby Metoxen, Brandon Stevens, Marie Summers
 Abstained: Lisa Liggins
 Not Present: Daniel Guzman King, Jennifer Webster

2. Deliberations regarding pardon application - Douglas J. Haven (02:22:30)

Sponsor: Eric Boulanger, Chair/Pardon and Forgiveness Screening Committee

Motion by Lisa Liggins to accept the recommendation of the Pardon and Forgiveness Screening Committee and adopt resolution 06-08-22-D Regarding Forgiveness of Douglas J. Haven and to move the resolution to open session, seconded by Marie Summers. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
 Not Present: Daniel Guzman King, Jennifer Webster

3. Approve attorney contract - Legislative Reference Office - file # 2022-0389 (02:23:24)

Sponsor: David P. Jordan, Councilman

Motion by Lisa Liggins to approve attorney contract - Legislative Reference Office - file # 2022-0389, seconded by David P. Jordan. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
 Not Present: Daniel Guzman King, Jennifer Webster

XII. ADJOURN (02:23:40)

Motion by David P. Jordan to adjourn at 3:25 p.m., seconded by Brandon Stevens. Motion carried:

Ayes: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers
 Not Present: Daniel Guzman King, Jennifer Webster

Minutes prepared by Aliskwet Ellis, Information Management Specialist.

Minutes approved as presented on _____.

 Lisa Liggins, Secretary
 ONEIDA BUSINESS COMMITTEE

Approve the June 14, 2022, emergency Business Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

DRAFT**Oneida Business Committee**

Emergency Meeting
11:00 AM Tuesday, June 14, 2022
Virtual Meeting – Microsoft Teams¹

Minutes**EMERGENCY MEETING**

Present: Chairman Tehassi Hill, Secretary Lisa Liggins, Council members: Daniel Guzman King, David P. Jordan, Kirby Metoxen, Marie Summers, Jennifer Webster;

Not Present: n/a

Arrived at: Vice-Chairman Brandon Stevens arrived at 11:03 a.m., Treasurer Tina Danforth arrived at 11:06 a.m.;

Others present: Jo Anne House, Larry Barton, Melinda J. Danforth, Todd VanDen Heuvel, Kaylynn Gresham, Katsitsiyo Danforth, Danelle Wilson, Rhiannon Metoxen, Kristal Hill, Rae Skenandore, Amy Spears, Justin Nishimoto, Clorissa Santiago, Grace Elliott, Carolyn Salutz, Lisa Summers, Chad Fuss, Carol Silva, Debra Danforth, Michelle Myers, Nathan Wisneski, Barbara Webster, Laura Laitinen-Warren, Mike Debraska, Aliskwet Ellis;

I. CALL TO ORDER

Meeting called to order by Chairman Tehassi Hill at 11:01 a.m.

II. OPENING (00:00:54)

Opening provided by Councilman Kirby Metoxen.

III. ADOPT THE AGENDA (00:01:15)

Vice-Chairman Brandon Stevens arrived at 11:03 a.m.

Motion by Jennifer Webster to adopt the agenda as presented, seconded by Kirby Metoxen. Motion carried:

Ayes:	Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster
Not Present:	Tina Danforth

¹ Microsoft Teams is software which provides a communication and collaboration platform for workplace chat, file sharing, and video meetings.

DRAFT**IV. GENERAL TRIBAL COUNCIL****A. Cancel the special General Tribal Council meeting tentatively scheduled on June 21, 2022 (00:02:23)**

Sponsor: Tehassi Hill, Chairman

Treasurer Tina Danforth arrived 11:06 a.m.

Motion by Kirby Metoxen to cancel the special General Tribal Council meeting tentatively scheduled on June 21, 2022, seconded by Jennifer Webster. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen,
Brandon Stevens, Marie Summers, Jennifer Webster

Abstained: Tina Danforth

*For the record: Treasurer Tina Danforth stated I am abstaining because we don't have a chairman present, we don't have a vice-chairman present, we don't have a quorum present, I shouldn't even be voting. This is my perspective. This is my opinion. This is what I believe. This is what I am elected to do - is express my opinion and vote accordingly to my opinion, to my understanding, to my evaluation of what is being asked of me.**For the record: Councilwoman Jennifer Webster stated that it's unfortunate that there's accusations that this is not a legitimate BC meeting. It's unfortunate that we have to deal with that. We were all elected to protect our community and part of that protection is, you know, we have to err on the side of caution so, that is my reason for cancelling the GTC meeting. We were elected to help protect our community. Thank you.**For the record: Secretary Lisa Liggins stated I appreciate and thank Tina for her perspective on this matter of this emergency virtual BC meeting today. However, I do disagree. I believe that this meeting is authorized in accordance with the position descriptions for the BC Officers and council people adopted by GTC in 1990, as well as the BC standard operating procedure regarding virtual meetings adopted by the Business Committee November 24, 2020. Thank you.*

Motion by Lisa Liggins to direct the BC Area Manager, Chief Counsel or designee, Chief Financial Officer or designee, Security Director or designee, Emergency Management Director or designee, General Manager or designee, Councilman David P. Jordan, and Councilwoman Marie Summers to work together to bring back a proposal for an outdoor General Tribal Council meeting with a preliminary report by the second Business Committee meeting in July, seconded by Marie Summers. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen,
Brandon Stevens, Marie Summers, Jennifer Webster

Abstained: Tina Danforth

For the record: Treasurer Tina Danforth stated I am abstaining for the same reasons I cited before, that this is not a legitimate meeting.

DRAFT

- B. Approve the revised notice and revised meeting materials for the tentatively scheduled July 19, 2022, semi-annual General Tribal Council meeting (00:40:32)**
Sponsor: Lisa Liggins, Secretary

Motion by Jennifer Webster to approve the revised notice and revised meeting materials for the tentatively scheduled July 19, 2022, semi-annual General Tribal Council meeting, seconded by Lisa Liggins. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Abstained: Tina Danforth

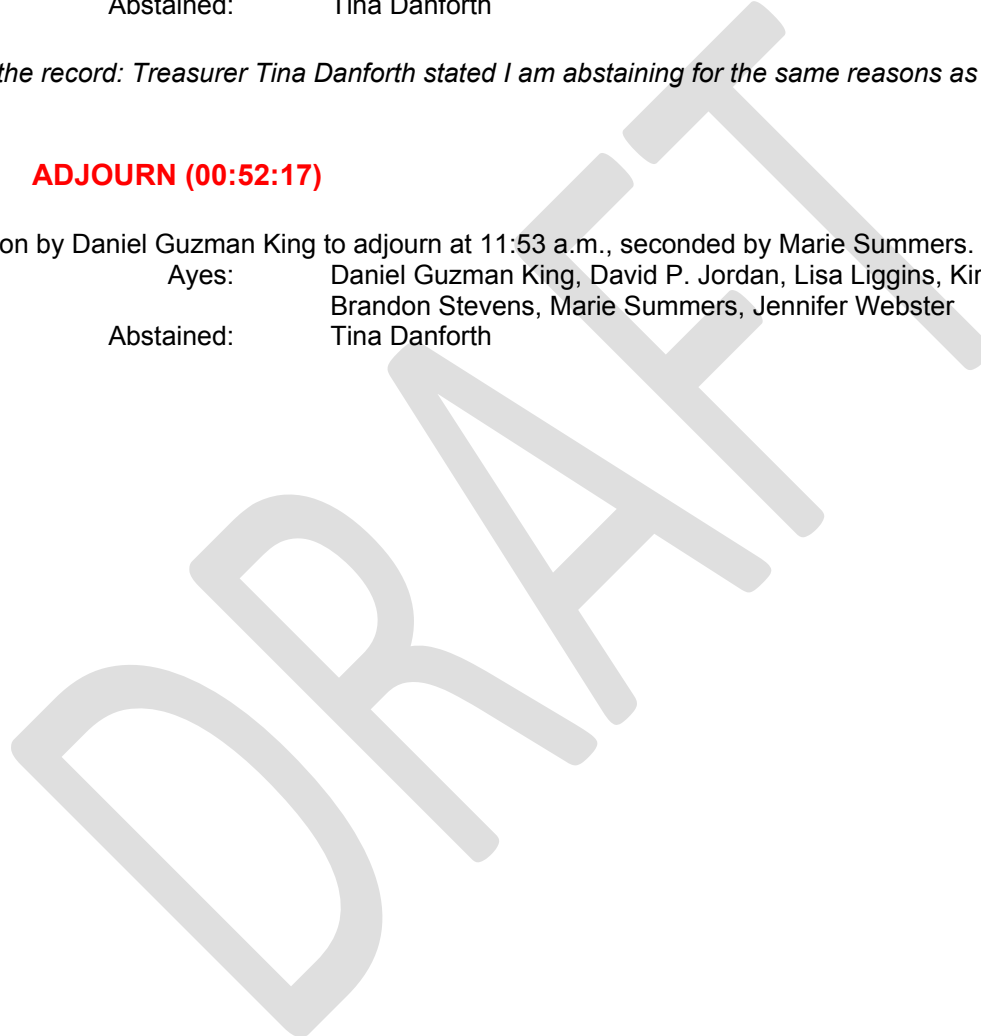
For the record: Treasurer Tina Danforth stated I am abstaining for the same reasons as before.

V. ADJOURN (00:52:17)

Motion by Daniel Guzman King to adjourn at 11:53 a.m., seconded by Marie Summers. Motion carried:

Ayes: Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Abstained: Tina Danforth



Minutes prepared by Aliskwet Ellis, Information Management Specialist.
Minutes approved as presented on _____.

Lisa Liggins, Secretary
ONEIDA BUSINESS COMMITTEE

Adopt resolution entitled Adoption of the Elder Assistance Program Law

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt the resolution entitled, Adoption of the Elder Assistance Program Law

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: Legislative Operating

Committee, Oneida Business
Committee

Committee, Oneida Trust Enrollments
Department, Oneida Trust Enrollments

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|---|---|
| <input type="checkbox"/> Bylaws | <input checked="" type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input checked="" type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Adoption Memo, Legislative Analysis | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: David P. Jordan, Councilman

Primary Requestor: Clorissa N. Santiago, LRO Senior Staff Attorney



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
 Oneida-nsn.gov



TO: Oneida Business Committee
 FROM: David P. Jordan, LOC Chairperson [Signature]
 DATE: July 13, 2022
 RE: Adoption of the Elder Assistance Program Law

Please find the following attached backup documentation for your consideration of the adoption of the Elder Assistance Program law:

1. Resolution: Adoption of the Elder Assistance Program Law
2. Statement of Effect: Adoption of the Elder Assistance Program Law
3. Elder Assistance Program Law Legislative Analysis
4. Elder Assistance Program Law
5. Elder Assistance Program Law Fiscal Impact Statement

Overview

On November 3, 2021, the Legislative Operating Committee added the Elder Assistance Program law to its Active Files List. The purpose of the Elder Assistance Program law is to establish the Elder Assistance Program to govern how the Nation provides financial assistance to elders, pursuant to the Oneida General Welfare law. [10 O.C. 1002.1-1]. It is the policy of the Nation to prioritize the general welfare needs of its elders and recognize that its elders possess unique and irreplaceable stores of knowledge, skill, culture, and experience that enhance and enrich the lives of every member of the Nation. [10 O.C. 1002.1-2]. The interests of the Nation are advanced when its elders remain confident that their general welfare needs can be met.

This resolution adopts the Elder Assistance Program law which will:

- Establish the Elder Assistance Program as an approved program of the Nation in accordance with the Oneida General Welfare law. [10 O.C. 1002.4-1].
- Provide how this program qualifies for general welfare exclusion. [10 O.C. 1002.4-2].
- Provide the eligibility requirements for accessing assistance from the Elder Assistance Program – which is that a person is a member of the Nation, age sixty-five (65) or older, and submits a completed application during the designated submission timeframe. [10 O.C. 1002.5-1].
- Provide the minimum requirements for the information that must be included on the application. [10 O.C. 1002.5-3].
- Provide how and when funds from the Elder Assistance Program are disbursed [10 O.C. 1002.5-2, 1002.5-4].
- Provide for the types of expenses that shall be considered qualifying expenditures for use of assistance from Elder Assistance Program by the recipient. [10 O.C. 1002.5-5].
- Provide information on the funding source and who determines that amount of available funding to an eligible participant. [10 O.C. 1002.6-1, 1002.6-2].

- Provide that the Trust Enrollment Department is the department that has the responsibilities to administer the Elder Assistance Program. *[10 O.C. 1002.5-6, 1002.5-7].*

The Legislative Operating Committee developed the Elder Assistance Program law through collaboration with representatives from the Oneida Law Office, Oneida Business Committee, Finance Administration, Trust Enrollment Department, Oneida Trust Enrollment Committee, Governmental Administrative Office, and the Intergovernmental Affairs and Communications. The Legislative Operating Committee held ten (10) work meetings on the development of the Elder Assistance Program law.

In accordance with the Legislative Procedures Act, a public meeting on the proposed Elder Assistance Program law was held on May 18, 2022. Three (3) individuals provided oral comments during the public meeting. The public comment period was then held open until May 25, 2022. The Legislative Operating Committee received three (3) submissions of written comments during the public comment period. All public comments received were accepted, reviewed, and considered by the Legislative Operating Committee on June 1, 2022. Any changes made based on those comments have been incorporated into this draft.

Requested Action

Adopt the Resolution: Adoption of the Elder Assistance Program Law

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # _____
Adoption of the Elder Assistance Program Law

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- 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 purpose of the Elder Assistance Program law (“the Law”) is to establish the Elder Assistance Program to govern how the Nation provides financial assistance to elders, pursuant to the Oneida General Welfare law; and
- WHEREAS,** it is the policy of the Nation to prioritize the general welfare needs of its elders and recognize that its elders possess unique and irreplaceable stores of knowledge, skill, culture, and experience that enhance and enrich the lives of every member of the Nation; and
- WHEREAS,** the interests of the Nation are advanced when its elders remain confident that their general welfare needs can be met; and
- WHEREAS,** the Law establishes the Elder Assistance Program as an approved program of the Nation in accordance with the Oneida General Welfare law; and
- WHEREAS,** the Law provides how this program qualifies for general welfare exclusion; and
- WHEREAS,** the Law provides the eligibility requirements for accessing assistance from the Elder Assistance Program – which is that a person is a member of the Nation, age sixty-five (65) or older, and submits a completed application during the designated submission timeframe; and
- WHEREAS,** the Law provides the minimum requirements for the information that must be included on the application; and
- WHEREAS,** the Law provides how and when funds from the Elder Assistance Program are disbursed; and
- WHEREAS,** the Law provides for the types of expenses that shall be considered qualifying expenditures for use of assistance from Elder Assistance Program by the recipient; and
- WHEREAS,** the Law provides information on the funding source and who determines that amount of available funding to an eligible participant; and

44
45 **WHEREAS,** the Law provides that the Trust Enrollment Department is the department that has the
46 responsibilities to administer the Elder Assistance Program; and
47
48 **WHEREAS,** in accordance with the Legislative Procedures Act a legislative analysis and fiscal impact
49 statement were developed for this Law; and
50
51 **WHEREAS,** a public meeting on this proposed Law was held on May 18, 2022, and the public comment
52 period was held open until May 25, 2022; and
53
54 **WHEREAS,** the Legislative Operating Committee accepted, reviewed, and considered all public
55 comments received on June 1, 2022; and
56
57 **NOW THEREFORE BE IT RESOLVED,** that the Elder Assistance Program law is hereby adopted and shall
58 be effective immediately.
59



Statement of Effect

Adoption of the Elder Assistance Program Law

Summary

This resolution adopts the Elder Assistance Program law.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: July 1, 2022

Analysis by the Legislative Reference Office

This resolution adopts the Elder Assistance Program law. The purpose of the Elder Assistance Program law is to establish the Elder Assistance Program to govern how the Nation provides financial assistance to elders, pursuant to the Oneida General Welfare law. [10 O.C. 1002.1-1]. It is the policy of the Nation to prioritize the general welfare needs of its elders and recognize that its elders possess unique and irreplaceable stores of knowledge, skill, culture, and experience that enhance and enrich the lives of every member of the Nation. [10 O.C. 1002.1-2]. The interests of the Nation are advanced when its elders remain confident that their general welfare needs can be met.

This resolution adopts the Elder Assistance Program law which will:

- Establish the Elder Assistance Program as an approved program of the Nation in accordance with the Oneida General Welfare law. [10 O.C. 1002.4-1].
- Provide how this program qualifies for general welfare exclusion. [10 O.C. 1002.4-2].
- Provide the eligibility requirements for accessing assistance from the Elder Assistance Program – which is that a person is a member of the Nation, age sixty-five (65) or older, and submits a completed application during the designated submission timeframe. [10 O.C. 1002.5-1].
- Provide the minimum requirements for the information that must be included on the application. [10 O.C. 1002.5-3].
- Provide how and when funds from the Elder Assistance Program are disbursed [10 O.C. 1002.5-2, 1002.5-4].
- Provide for the types of expenses that shall be considered qualifying expenditures for use of assistance from Elder Assistance Program by the recipient. [10 O.C. 1002.5-5].
- Provide information on the funding source and who determines that amount of available funding to an eligible participant. [10 O.C. 1002.6-1, 1002.6-2].
- Provide that the Trust Enrollment Department is the department that has the responsibilities to administer the Elder Assistance Program. [10 O.C. 1002.5-6, 1002.5-7].

The Legislative Procedures Act (“the LPA”) was adopted by the General Tribal Council for the purpose of providing a process for the adoption or amendment of laws of the Nation. [1 O.C. 109.1-1]. The Elder Assistance Program law complied with all processes and procedures required by the LPA, including the development of a legislative analysis, a fiscal analysis, and the

opportunity for public review during a public meeting and public comment period. [1 O.C. 109.6, 109.7, 109.8].

A public meeting on the proposed Elder Assistance Program law was held on May 18, 2022. Three (3) individuals provided oral comments during the public meeting. The public comment period was then held open until May 25, 2022. The Legislative Operating Committee received three (3) submissions of written comments during the public comment period. All public comments received were accepted, reviewed, and considered by the Legislative Operating Committee on June 1, 2022. Any changes made based on those comments have been incorporated into this draft.

The Elder Assistance Program law will become effective immediately upon adoption by the Oneida Business Committee on July 13, 2022, in accordance with the LPA. [1 O.C. 109.9-3].

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.



ELDER ASSISTANCE PROGRAM LAW LEGISLATIVE ANALYSIS

SECTION 1. EXECUTIVE SUMMARY

<i>Analysis by the Legislative Reference Office</i>	
Intent of the Proposed Law	<ul style="list-style-type: none"> ▪ Establish the Elder Assistance Program as an approved program of the Nation in accordance with the Oneida General Welfare law. [10 O.C. 1002.4-1]. ▪ Provide how this program qualifies for general welfare exclusion. [10 O.C. 1002.4-2]. ▪ Provide the eligibility requirements for accessing assistance from the Elder Assistance Program – which is that a person is a member of the Nation, age sixty-five (65) or older, and submits a completed application during the designated submission timeframe. [10 O.C. 1002.5-1]. ▪ Provide the minimum requirements for the information that must be included on the application. [10 O.C. 1002.5-3]. ▪ Provide how and when funds from the Elder Assistance Program are disbursed [10 O.C. 1002.5-2, 1002.5-4]. ▪ Provide for the types of expenses that shall be considered qualifying expenditures for use of assistance from Elder Assistance Program by the recipient. [10 O.C. 1002.5-5]. ▪ Provide information on the funding source and who determines that amount of available funding to an eligible participant. [10 O.C. 1002.6-1, 1002.6-2]. ▪ Provide that the Trust Enrollment Department is the department that has the responsibilities to administer the Elder Assistance Program. [10 O.C. 1002.5-6, 1002.5-7].
Purpose	The purpose of this law is to establish the Elder Assistance Program to govern how the Nation provides financial assistance to elders, pursuant to the principles of General Welfare Exclusion. [10 O.C. 1002.1-1].
Affected Entities	Oneida Business Committee, Oneida Trust Enrollment Department, the Nation's Elders
Related Legislation	Oneida General Welfare Law
Public Meeting	A public meeting was held in accordance with the Legislative Procedures Act on May 18, 2022, with a public comment period held open until May 25, 2022.
Fiscal Impact	A fiscal impact statement prepared in accordance with the Legislative Procedures Act was provided by the Finance Department on July 1, 2022.

1 SECTION 2. LEGISLATIVE DEVELOPMENT

2 **A. Background.** The Elder Assistance Program law (“the Law”) will be a new law adopted by the Nation
3 for the purpose of establishing the Elder Assistance Program to govern how the Nation provides
4 financial assistance to elders, pursuant to the principles of General Welfare Exclusion. [10 O.C. 1002.1-
5 1]. The request to develop an Elder Assistance Program Law came from Councilman David P. Jordan
6 based on a recommendation from the Chief Financial Officer during the October 20, 2021, LOC
7 meeting. This request asked the LOC to consider developing a new law to establish an approved
8 program under the Oneida General Welfare law which transitions the Nation’s Elderly 65+ Per Capita

9 Payment Distribution Fund, from being utilized for per capita payments to being utilized for general
10 welfare assistance payments for elders.
11

12 SECTION 3. CONSULTATION AND OUTREACH

13 A. The following departments within the Nation participated in the development of this Law and
14 legislative analysis:

- 15 ▪ Oneida Law Office;
 - 16 ▪ Oneida Business Committee;
 - 17 ▪ Finance Administration;
 - 18 ▪ Trust Enrollment Department;
 - 19 ▪ Oneida Trust Enrollment Committee;
 - 20 ▪ Governmental Administrative Office; and
 - 21 ▪ Intergovernmental Affairs and Communications.
- 22

23 SECTION 4. PROCESS

24 A. This Law has followed the process set forth in the Legislative Procedures Act (LPA).

- 25 ▪ On November 3, 2021, the Legislative Operating Committee added this Law to its Active Files
26 List.
- 27 ▪ On March 16, 2022, the Legislative Operating Committee approved the draft of this Law and
28 directed that a legislative analysis be developed.
- 29 ▪ On April 20, 2022, the Legislative Operating Committee approved the legislative analysis and
30 the public meeting packet and forwarded the Law to a public meeting to be held on May 18,
31 2022.
- 32 ▪ The public meeting was held on May 18, 2022, in person in the Norbert Hill Center and on
33 Microsoft Teams. Three (3) individuals provided public comment during the public meeting.
- 34 ▪ The public comment period was held open until May 25, 2022. Three (3) submissions of written
35 comments were received during the public comment period.
- 36 ▪ On June 1, 2022, the Legislative Operating Committee accepted the public comments and the
37 public comment review memorandum and deferred these items to a work meeting for further
38 consideration.
- 39 ▪ On June 1, 2022, the Legislative Operating Committee reviewed and considered all the public
40 comments received.
- 41 ▪ On June 15, 2022, the Legislative Operating Committee approved the updated public comment
42 review memorandum [with noted change], draft, legislative analysis, and fiscal impact
43 statement request memorandum, and forwarded these materials to the Finance Department
44 directing that a fiscal impact statement be prepared and submitted to the Legislative Operating
45 Committee by July 14, 2022.
- 46 ▪ The Finance Department provided the fiscal impact statement for the proposed Elder
47 Assistance Program law on July 1, 2022.

48 B. At the time this legislative analysis was developed the following work meetings had been held
49 regarding the development of this Law:

- 50 ▪ January 13, 2022: LOC work meeting.
- 51 ▪ January 19, 2022: LOC work meeting with the Oneida Law Office, Finance Administration,
52 and the Trust Enrollment Department.

- 53 ▪ February 16, 2022: LOC work meeting.
- 54 ▪ February 22, 2022: Work meeting with Oneida Law Office.
- 55 ▪ February 25, 2022: LOC work meeting.
- 56 ▪ March 10, 2022: LOC work meeting.
- 57 ▪ March 29, 2022: Joint Oneida Business Committee and Oneida Trust Enrollment Committee
- 58 Meeting.
- 59 ▪ April 14, 2022: LOC work meeting.
- 60 ▪ June 1, 2022: LOC work meeting.
- 61 ▪ July 1, 2022: LOC work meeting with Finance Administration, Trust Enrollment Department,
- 62 Intergovernmental Affairs and Communications, and Governmental Administrative Office.
- 63

64 SECTION 5. CONTENTS OF THE LEGISLATION

- 65 **A. *Purpose and Policy.*** The purpose of this Law is to establish the Elder Assistance Program to govern
66 how the Nation provides financial assistance to elders, pursuant to the Oneida General Welfare law.
67 *[10 O.C. 1002.1-1]*. It is the policy of the Nation to prioritize the general welfare needs of its elders.
68 The Nation recognizes that its elders possess unique and irreplaceable stores of knowledge, skill,
69 culture, and experience that enhance and enrich the lives of every member of the Nation. The interests
70 of the Nation are advanced when its elders remain confident that their general welfare needs can be
71 met. *[10 O.C. 1002.1-2]*.
- 72 **B. *Establishment.*** The Elder Assistance Program is hereby established as an approved program of the
73 Nation in accordance with the Oneida General Welfare Law. The Elder Assistance Program meets the
74 requirements of the General Test as defined in the Oneida General Welfare law; General Criteria as
75 defined in I.R.S. Rev. Proc. 2014-35, section 5; and the requirements of the Tribal General Welfare
76 Exclusion Act of 2014 26 U.S.C. §139E(b). *[10 O.C. 1002.4-1]*.
- 77 **C. *Guidelines and Requirements.*** The Law provides guidelines and requirements for the Elder Assistance
78 Program. The Elder Assistance Program shall be open to any individuals who meet the following
79 criteria: is a member of the Nation; is age sixty-five (65) or older; and submits a completed application
80 during the designated submission timeframe *[10 O.C. 1002.5-1]*. The Oneida Business Committee shall
81 set forth, through the adoption of a resolution, an application submission period and disbursement
82 timeframe for a distribution of assistance from the Elder Assistance Program. *[10 O.C. 1002.5-2]*. Any
83 individual seeking assistance from the Elder Assistance Program shall submit an application. *[10 O.C.*
84 *1002.5-3]*. The Trust Enrollment Department shall make available an Elder Assistance Program
85 application form and instructions. *[10 O.C. 1002.5-3(a)]*. The Law provides the minimum information
86 that is required to be provided on the application. *[10 O.C. 1003.5-2(a)(1)(A)-(I)]*. Assistance provided
87 through the Elder Assistance Program application shall be disbursed in accordance with the timeframe
88 set through resolution by the Oneida Business Committee. *[10 O.C. 1003.5-4]*. Funds from the Elder
89 Assistance Program may be disbursed through direct deposit, or check, depending on the selection
90 made on the application by the recipient. *[10 O.C. 1002.5-4]*.
- 91 **D. *Qualifying Expenditures.*** The following types of expenses shall be considered qualifying expenditures
92 for use of assistance from the Elder Assistance Program by the recipient:
- 93 ▪ costs relating to housing needs of principal residences such as:
 - 94 ▪ mortgage payments, rent payments, and down payments;
 - 95 ▪ enhancements for habitability of housing;
 - 96 ▪ basic housing repairs or rehabilitation;

- 97 ▪ improvements to adapt housing for special health needs;
- 98 ▪ costs for paying utility bills and charges, including, but not limited to, the following:
- 99 ▪ water;
- 100 ▪ electricity;
- 101 ▪ gas;
- 102 ▪ basic communication services such as:
- 103 ▪ phone
- 104 ▪ internet; and
- 105 ▪ cable;
- 106 ▪ costs associated with food security;
- 107 ▪ costs associated with home care assistance;
- 108 ▪ costs associated with vehicle payments, maintenance, repair, and insurance;
- 109 ▪ costs associated with medical care and transportation, room, and board costs for seeking
- 110 medical care;
- 111 ▪ funeral and burial expenses and expenses for attending wakes, funerals, burials, bereavements,
- 112 and subsequent honoring events; and
- 113 ▪ costs related to any other emergency circumstance [10 O.C. 1002.5-5].

114 **E. Oversight and Records Maintenance.** The Trust Enrollment Department shall oversee the collection,
115 review, and permitted distribution of funds from the Elder Assistance Program to the qualifying
116 recipients and shall be responsible for maintenance of records for the Elder Assistance Program [10
117 O.C. 1002.5-6; 10 O.C. 1002.5-7]. The recipient shall retain receipts for the expenditure of the funds
118 associated with the Elder Assistance Program. [10 O.C. 1002.5-7].

119 **F. Funding.** The Elder Assistance program shall be funded through the Elder, Education and General
120 Welfare Trust Fund, which is derived from the Emigrant NY Indian Claims Award 75 Trust Fund. [10
121 O.C. 1002.6-1]. The Oneida Business Committee may obligate additional funding to the Elder
122 Assistance Program through any other funding source deemed necessary by the Oneida Business
123 Committee. *Id.* Use of the Elder Assistance Program is contingent upon available funding from the
124 Elder, Education and General Welfare Trust Fund. *Id.* The Oneida Trust Enrollment Committee shall
125 determine the amount of assistance available to an eligible recipient from the Elder Assistance Program
126 per any permitted distribution. [10 O.C. 1002.6-2].

127

128 SECTION 6. RELATED LEGISLATION

129 **A. Related Legislation.** The following laws of the Nation are related to this Law:

- 130 ▪ *Oneida General Welfare Law.* The Oneida General Welfare Law governs how the Nation
131 provides assistance to eligible members on a non-taxable basis, pursuant to the principles of
132 the General Welfare Exclusion to Indian Tribal governmental programs that provide benefits
133 to Tribal members. [10 O.C. 1001.1-1].
- 134 ▪ The Elder Assistance Program is hereby established as an approved program of the
135 Nation in accordance with the Oneida General Welfare Law. [10 O.C. 1002.4-1]. The
136 Elder Assistance Program meets the requirements of the General Test as defined in the
137 Oneida General Welfare Law. [10 O.C. 1002.4-2].

138 SECTION 7. OTHER CONSIDERATIONS

139 **A. Fiscal Impact.** Please refer to the fiscal impact statement for any fiscal impacts.

- 140 a. Under the Legislative Procedures Act, a fiscal impact statement is required for all legislation
141 except emergency legislation. [1 O.C. 109.6-1].
- 142 i. A fiscal impact statement shall be submitted by agencies as directed by the Legislative
143 Operating Committee. [1 O.C. 109.6-1].
- 144 ii. Fiscal Impact statements may be prepared by any agency who may receive funding if
145 the legislation is enacted, any agency who may administer a program if the legislation
146 is enacted, any agency who may have financial information concerning the subject
147 matter of the legislation, or by the Finance Office, upon request of the Legislative
148 Operating Committee. [1 O.C. 109.6-1(a) and (b)].
- 149 iii. Oneida Business Committee resolution BC-10-28-20-A titled, “Further Interpretation
150 of ‘Fiscal Impact Statement’ in the Legislative Procedures Act,” provides further
151 clarification on who the Legislative Operating Committee may direct complete a fiscal
152 impact statement at various stages of the legislative process, as well as timeframes for
153 completing the fiscal impact statement.
- 154 b. *Conclusion.* The Legislative Operating Committee received a fiscal impact statement from the
155 Finance Department on July 1, 2022.

Title 10. General Welfare Exclusion - Chapter 1002
ELDER ASSISTANCE PROGRAM

1002.1. Purpose and Policy

1002.2. Adoption, Amendment, Repeal

1002.3. Definitions

1002.4. Establishment

1002.5. Guidelines and Requirements

1002.6. Funding

1002.1. Purpose and Policy

1002.1-1. *Purpose.* The purpose of this law is to establish the Elder Assistance Program to govern how the Nation provides financial assistance to elders, pursuant to the Oneida General Welfare law.

1002.1-2. *Policy.* It is the policy of the Nation to prioritize the general welfare needs of its elders. The Nation recognizes that its elders possess unique and irreplaceable stores of knowledge, skill, culture, and experience that enhance and enrich the lives of every member of the Nation. The interests of the Nation are advanced when its elders remain confident that their general welfare needs can be met.

1002.2. Adoption, Amendment, Repeal

1002.2-1. This law was adopted by the Oneida Business Committee by resolution BC-__-__-__-__.

1002.2-2. This law may be amended or repealed by the Oneida Business Committee or the General Tribal Council pursuant to the procedures set out in the Legislative Procedures Act.

1002.2-3. Should a provision of this law or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this law which are considered to have legal force without the invalid portions.

1002.2-4. In the event of a conflict between a provision of this law and a provision of another law, the provisions of this law shall control.

1002.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.

1002.3. Definitions

1002.3-1. This section shall govern the definitions of words and phrases used within this law. All words not defined herein shall be used in their ordinary and everyday sense.

(a) "Approved program" means any program(s) to provide general welfare assistance that is intended to qualify as a General Welfare Exclusion, administered under specific guidelines, and is adopted by the Oneida Business Committee through resolution or law of the Nation in accordance with the Oneida General Welfare law.

(b) "Assistance" means benefits or payments under an approved program, which are paid to or on behalf of a recipient pursuant to this law. Assistance provided under an approved program shall not be considered income of the recipient.

(c) "Lavish" or "Extravagant" shall have the meaning determined by the Oneida Business Committee in its discretion and based on the circumstances, taking into account needs unique to the Nation as well as the social purpose being served by the particular assistance at hand, except as otherwise may be required for compliance with final guidance issued under 26 U.S.C. §139E following consultation between the Nation and the federal government.

(e) "Member" means an individual who is an enrolled member of the Nation.

(f) "Nation" means the Oneida Nation.

(g) "Recipient" means any member entitled to receive assistance in accordance with

42 approved program requirements.

43

44 **1002.4. Establishment**

45 1002.4-1. *Establishment.* The Elder Assistance Program is hereby established as an approved
46 program of the Nation in accordance with the Oneida General Welfare law. The purpose of the
47 Elder Assistance Program is to provide financial assistance to elders of the Nation to address the
48 unique and compounding general welfare needs of elders.

49 1002.4-2. *General Welfare Exclusion.* The Elder Assistance Program meets the requirements of
50 the General Test as defined in the Oneida General Welfare law; General Criteria as defined in
51 I.R.S. Rev. Proc. 2014-35, section 5; and the requirements of the Tribal General Welfare Exclusion
52 Act of 2014, 26 U.S.C. §139E(b). The assistance provided through the Elder Assistance Program
53 is:

54 (a) paid on behalf of the Nation;

55 (b) pursuant to an approved program of the Nation;

56 (c) does not discriminate in favor of members of the governing body of the Nation;

57 (d) available to any eligible member of the Nation who meets the guidelines of the
58 approved program;

59 (e) provided for the promotion of general welfare;

60 (f) not lavish or extravagant;

61 (g) not compensation for services; and

62 (h) not a per capita payment.

63

64 **1002.5. Guidelines and Requirements**

65 1002.5-1. *Eligibility.* The Elder Assistance Program shall be open to any individual who meets
66 the following criteria:

67 (a) is a member of the Nation;

68 (b) is age sixty-five (65) or older; and

69 (c) submits a completed application during the designated submission timeframe.

70 1002.5-2. *Distribution Period.* The Oneida Business Committee, in consultation with the Oneida
71 Trust Enrollment Committee, shall set forth through the adoption of a resolution an application
72 submission period and disbursement timeframe for a distribution of assistance from the Elder
73 Assistance Program.

74 1002.5-3. *Application for Funds.* Any individual seeking assistance from the Elder Assistance
75 Program shall submit an application.

76 (a) The Trust Enrollment Department shall make available an Elder Assistance Program
77 application form and instructions.

78 (1) The application shall require, at a minimum, the following information:

79 (A) first, middle, and last name;

80 (B) date of birth;

81 (C) street address, city, state, zip code;

82 (D) phone number;

83 (E) e-mail address;

84 (F) enrollment number;

85 (G) bank account information for direct deposit if necessary;

86 (H) declaration from the applicant that their need exists, and all information
87 provided therein is accurate and in accordance with the laws of the Nation

88 and federal law; and
89 (I) signature of the applicant, electronic or handwritten, affirming the
90 declaration.

91 (2) On the application the applicant shall designate the means by which they would
92 like to receive their disbursement of funds from the Elder Assistance Program,
93 either through direct deposit or check.

94 (b) Applicants shall complete and return the Elder Assistance Program application form
95 to the Trust Enrollment Department by the deadline set through resolution by the Oneida
96 Business Committee in order to be eligible for assistance from the Elder Assistance
97 Program.

98 (1) The information provided in the Elder Assistance Program application form
99 may be provided to any department, division, or personnel that processes the
100 applications.

101 1002.5-4. *Disbursement of Funds.* Assistance provided through the Elder Assistance Program
102 shall be disbursed in accordance with the timeframe set through resolution by the Oneida Business
103 Committee. Funds from the Elder Assistance Program may be disbursed through direct deposit, or
104 check, depending on the selection made on the application by the recipient.

105 1002.5-5. *Qualifying Expenditures.* The following types of expenses shall be considered
106 qualifying expenditures for use of assistance from the Elder Assistance Program by the recipient:

107 (a) costs relating to housing needs of principal residences such as:

108 (1) mortgage payments, rent payments, and down payments;

109 (2) enhancements for habitability of housing;

110 (3) basic housing repairs or rehabilitation;

111 (4) improvements to adapt housing for special health needs;

112 (b) costs for paying utility bills and charges, including, but not limited to, the following:

113 (1) water;

114 (2) electricity;

115 (3) gas;

116 (4) basic communication services such as:

117 (A) phone;

118 (B) internet; and

119 (C) cable;

120 (c) costs associated with food security;

121 (d) costs associated with home care assistance;

122 (e) costs associated with vehicle payments, maintenance, repair, and insurance;

123 (f) costs associated with medical care and transportation, room, and board costs for seeking
124 medical care;

125 (g) funeral and burial expenses and expenses for attending wakes, funerals, burials,
126 bereavements, and subsequent honoring events; and

127 (h) costs related to any other emergency circumstance.

128 1002.5-6. *Oversight.* The Trust Enrollment Department shall oversee the collection, review, and
129 permitted distribution of funds from the Elder Assistance Program to the qualifying recipients.

130 1002.5-7. *Records Maintenance.* The Trust Enrollment Department shall be responsible for
131 maintenance of records for the Elder Assistance Program. The recipient shall retain receipts for
132 the expenditure of the funds associated with the Elder Assistance Program.

133

134 **1002.6. Funding**

135 1002.6-1. *Funding Source.* The Elder Assistance Program shall be funded through the Elder,
136 Education and General Welfare Trust Fund, which is derived from the Emigrant NY Indian Claims
137 Award Docket 75 Trust Fund. The Oneida Business Committee may obligate additional funding
138 to the Elder Assistance Program through any other funding source deemed necessary by the Oneida
139 Business Committee. Use of the Elder Assistance Program is contingent upon available funding
140 from the Elder, Education and General Welfare Trust Fund.

141 1002.6-2. *Amount of Available Funding.* The Oneida Trust Enrollment Committee shall
142 determine the amount of assistance available to an eligible recipient from the Elder Assistance
143 Program per any permitted distribution.

144
145 *End.*

146
147
148

Adopted – BC-__-__-__-__

FINANCE ADMINISTRATION

Fiscal Impact Statement



MEMORANDUM

TO: Lawrence Barton, Chief Financial Officer

FROM: RaLinda Ninham-Lamberies, Assistant Chief Financial Officer

DATE: July 1, 2022

RE: **Fiscal Impact of the Oneida Elder Assistance Law**

I. Estimated Fiscal Impact Summary

Law: Curfew Law		
Implementing Agency	Oneida Business Committee Oneida Elders Finance Administration Oneida Trust and Enrollments	
Estimated time to comply	Upon adoption of the Law	
Estimated Impact	Current Fiscal Year	10 Year Estimate
Total Estimated Fiscal Impact	Savings \$367,930.50 to the eligible member	Savings \$3,679,305 to the eligible member

II. Background

A. Legislative History

This law would establish an Elder Assistance Program as an approved program of the Oneida General Welfare Law. The purpose of the law is to provide financial assistance to Oneida Elders pursuant to the principals of the General Welfare Exclusion.

III. Methodology and Assumptions

A “Fiscal Impact Statement” means an estimate of the total identifiable fiscal year financial effects associated with legislation and includes startup costs, personnel, office, documentation costs, as well as an estimate of the amount of time necessary for an agency to comply with the Law after implementation.

Finance does NOT identify the source of funding for the estimated cost or allocate any funds to the legislation.

The analysis was completed based on the information provided as of the date of this memo.

IV. Executive Summary of Findings

- The Law will govern how the Oneida Nation provides assistance to eligible Oneida Elders on a non-tax reportable basis, pursuant to the principles of the General Welfare Exclusion Act of 2014 26 U.S.C. §139E(b).
- The Oneida Elder Assistance Program meets the requirements of the General Test as defined in the Oneida General Welfare Law and requirements of the Tribal General Welfare Exclusion Act of 2014 26 U.S.C. §139E(b).
- The Oneida Elders Assistance Program shall be open to any individuals who are an enrolled member of the Oneida Nation; is age sixty-five or older; and submits a completed application during the designated submission timeframe.
- The Oneida Business Committee shall by adoption of a resolution set an application submission period and disbursement timeframe for a distribution of assistance from the Elder Assistance Program.
- The Oneida Trust and Enrollment Department shall make an application form and instructions available to the eligible member.
- Qualifying expenditures for use of assistance from the Oneida Elder Assistance Program shall include:
 - Costs relating to housing needs;
 - Costs for paying utility bills and charges;
 - Costs associated with food security;
 - Costs associated with home care assistance;
 - Costs associated with vehicle payments, maintenance, repair, and insurance;
 - Costs associated with medical care and transportation and room and board costs for seeking medical care;
 - Funeral and burial expenses and expenses for attending wakes, funerals, burials, bereavements, and subsequent honoring events; and
 - Cost related to any other emergency circumstance.

- The Oneida Elder Assistance Program shall be funded through the Oneida Elder, Education and General Welfare Trust Fund derived from the Emigrant NY Claims Award 75 Trust Fund.

V. Agency

There are no startup, personnel, office, or documentation costs associated with this legislation. The Law shall become effective upon adoption.

VI. Financial Impact

The Law has no direct increased fiscal impact for the Oneida Nation. The Law is funded by the investments held by Oneida Trust and Enrollments in the Elder, Education and General Welfare Trust Fund derived from the Emigrant NY Claims Award 75 Trust Fund.

The fiscal impact to the individual eligible Oneida member is an annual savings on the voluntary Federal Tax withholding of \$140.70. The total Membership count for 65+ is 2615 as of March 31, 2022.

The estimated one-year fiscal impact on the total population of 2,615 eligible Oneida members is a savings of \$367,930.50 for the voluntary Federal Tax withholding and a 10-year fiscal impact to the total eligible Oneida member population of 2,615 is a total savings of \$3,679,305 in voluntary Federal Tax withholdings.

VII. Recommendation

Finance Department does not make a recommendation regarding course of action in this matter. Rather, it is the purpose of this report to disclose potential financial impact of this legislation, so that the Oneida Business Committee and General Tribal Council has the information with which to render a decision.

Adopt resolution entitled Elder Assistance Program Application Submission Period and Disbursement...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt the resolution entitled, Elder Assistance Program Application Submission Period and Disbursement Timeframe for 2022

4. Areas potentially impacted or affected by this request:

- Finance
- Law Office
- Gaming/Retail
- Other: Legislative Operating Committee, Oneida Trust Enrollments Department, Oneida Trust Enrollments
- Programs/Services
- MIS
- Boards, Committees, or Commissions Committee, Oneida Business Committee

5. Additional attendees needed for this request:

- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: David P. Jordan, Councilman

Primary Requestor: Clorissa N. Santiago, LRO Senior Staff Attorney

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # _____

Elder Assistance Program Application Submission Period and Disbursement Timeframe for 2022

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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 Elder Assistance Program law (“the Law”) established the Elder Assistance Program as an approved program in accordance with the Oneida General Welfare law to govern how the Nation provides financial assistance to elders, pursuant to the Oneida General Welfare law; and

WHEREAS, it is the policy of the Nation to prioritize the general welfare needs of its elders and recognize that its elders possess unique and irreplaceable stores of knowledge, skill, culture, and experience that enhance and enrich the lives of every member of the Nation; and

WHEREAS, the interests of the Nation are advanced when its elders remain confident that their general welfare needs can be met; and

WHEREAS, the Law provides that the Oneida Business Committee, in consultation with the Oneida Trust Enrollment Committee, shall set forth through the adoption of a resolution an application submission period and disbursement timeframe for a distribution of assistance from the Elder Assistance Program; and

WHEREAS, the Law provides that the Oneida Trust Enrollment Committee shall determine the amount of assistance available to an eligible recipient from the Elder Assistance Program per any permitted distribution; and

Amount of Assistance for Disbursement

NOW THEREFORE BE IT RESOLVED, in accordance with section 1002.6-2 of the Elder Assistance Program law, the Oneida Trust Enrollment Committee determined that for the 2022 disbursement the amount of assistance available to an eligible recipient from the Elder Assistance Program shall be seven hundred three dollars and fifty-four cents (\$703.54).

Application Submission Period and Disbursement Timeframe

BE IT FURTHER RESOLVED, that in accordance with section 1002.5-2 of the Elder Assistance Program law, the application submission period for the 2022 disbursement of assistance from the Elder Assistance Program shall be from July 14, 2022, through September 7, 2022, with the disbursement of assistance to be made on or before September 30, 2022.

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Late Application Submission Period and Disbursement Timeframe

BE IT FINALLY RESOLVED, if an applicant does not submit an application for assistance from the Elder Assistance Program by September 7, 2022, the applicant shall be allowed to submit a late application for the 2022 disbursement of assistance from the Elder Assistance Program from September 8, 2022, through March 1, 2023, with the late disbursement of assistance to be made on or before March 30, 2023.



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



Statement of Effect

Elder Assistance Program Application Submission Period and Disbursement Timeframe for 2022

Summary

This resolution sets forth the amount of assistance available for an applicant, as well as the application submission period and disbursement timeframe for the 2022 disbursement of assistance from the Elder Assistance Program.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office
Date: July 5, 2022

Analysis by the Legislative Reference Office

The Elder Assistance Program law established the Elder Assistance Program to govern how the Nation provides financial assistance to elders, pursuant to the Oneida General Welfare law. [10 O.C. 1002.1-1]. It is the policy of the Nation to prioritize the general welfare needs of its elders and recognize that its elders possess unique and irreplaceable stores of knowledge, skill, culture, and experience that enhance and enrich the lives of every member of the Nation. [10 O.C. 1002.1-2]. The interests of the Nation are advanced when its elders remain confident that their general welfare needs can be met. *Id.*

The Elder Assistance Program law provides that the Oneida Trust Enrollment Committee shall determine the amount of assistance available to an eligible recipient from the Elder Assistance Program per any permitted distribution. [10 O.C. 1002.6-2]. The Oneida Business Committee, in consultation with the Oneida Trust Enrollment Committee, is then responsible for setting forth, through the adoption of a resolution, an application submission period and disbursement timeframe for a distribution of assistance from the Elder Assistance Program. [10 O.C. 1002.5-2].

This resolution provides that in accordance with section 1002.6-2 of the Elder Assistance Program law, the Oneida Trust Enrollment Committee determined that for the 2022 disbursement the amount of assistance available to an eligible recipient from the Elder Assistance Program shall be seven hundred and three dollars and fifty-four cents (\$703.54). Then, in accordance with section 1002.5-2 of the Elder Assistance Program law, the resolution provides that the application submission period for the 2022 disbursement of assistance from the Elder Assistance Program shall be from July 14, 2022, through September 7, 2022, with the disbursement of assistance to be made on or before September 30, 2022.

Finally, this resolution addresses a secondary application submission period and disbursement timeframe for those individuals who are late and miss the first application deadline. This resolution provides that if an applicant does not submit an application for assistance from the Elder Assistance Program by September 7, 2022, the applicant shall be allowed to submit a late application for the 2022 disbursement of assistance from the Elder Assistance Program from September 8, 2022,

through March 1, 2023, with the late disbursement of assistance to be made on or before March 30, 2023.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

Adopt resolution entitled Oneida Nation Assistance Fund Application Submission Period and...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt the resolution entitled, Oneida Nation Assistance Fund Application Submission Period and Disbursement Timeframe for 2022

4. Areas potentially impacted or affected by this request:

- Finance
- Law Office
- Gaming/Retail
- Other: Legislative Operating Committee, Oneida Trust Enrollments
- Programs/Services
- MIS
- Boards, Committees, or Commissions Department, Oneida Business Committee

5. Additional attendees needed for this request:

- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: David P. Jordan, Councilman

Primary Requestor: Clorissa N. Santiago, LRO Senior Staff Attorney

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

Oneida Nation Assistance Fund Application Submission Period and Disbursement Timeframe for 2022

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 Assistance Fund law (“the Law”) established the Oneida Nation Assistance Fund as an approved program in accordance with the Oneida General Welfare law to govern how the Nation provides financial assistance to its members, pursuant to the Oneida General Welfare law; and

WHEREAS, it is the policy of the Nation to prioritize the general welfare needs of its members and recognize that the interests of the Nation are advanced when its members remain confident that their general welfare needs can be met; and

WHEREAS, the Law provides that the Oneida Business Committee shall set forth through the adoption of a resolution an application submission period and disbursement timeframe for a distribution of assistance from the Oneida Nation Assistance Fund; and

WHEREAS, the Law provides that the Oneida Business Committee shall determine the amount of assistance available to an eligible recipient from the Oneida Nation Assistance Fund per any permitted distribution; and

Amount of Assistance for Disbursement

NOW THEREFORE BE IT RESOLVED, in accordance with section 1003.6-2 of the Oneida Nation Assistance Fund law, the Oneida Business Committee determined that for the 2022 disbursement the amount of assistance available to an eligible recipient from the Oneida Nation Assistance Fund shall be as follows:

- *General Disbursement.* A disbursement of assistance of one thousand three hundred dollars (\$1300) is available to any eligible applicant.
- *Additional Disbursement for Elders.* An additional disbursement of assistance of two thousand dollars (\$2000) is available to any eligible applicant who also meets the additional requirement of being age sixty-two (62) or older.

Application Submission Period and Disbursement Timeframe

BE IT FURTHER RESOLVED, that in accordance with section 1003.5-2 of the Oneida Nation Assistance Fund law, the application submission period for the 2022 disbursement of assistance from the Oneida Nation Assistance Fund shall be from July 14, 2022, through September 7, 2022, with the disbursement of assistance to be made on or before September 30, 2022.

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Late Application Submission Period and Disbursement Timeframe

BE IT FINALLY RESOLVED, if an applicant does not submit an application for assistance from the Oneida Nation Assistance Fund by September 7, 2022, the applicant shall be allowed to submit a late application for the 2022 disbursement of assistance from the Oneida Nation Assistance Fund from September 8, 2022, through March 1, 2023, with the late disbursement of assistance to be made on or before March 30, 2023.



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



Statement of Effect

Oneida Nation Assistance Fund Application Submission Period and Disbursement Timeframe for 2022

Summary

This resolution sets forth the amount of assistance available for an applicant, as well as the application submission period and disbursement timeframe for the 2022 disbursement of assistance from the Oneida Nation Assistance Fund.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office
Date: July 5, 2022

Analysis by the Legislative Reference Office

The Oneida Nation Assistance Fund law established the Oneida Nation Assistance Fund to govern how the Nation provides financial assistance to its members, pursuant to the Oneida General Welfare law. [10 O.C. 1003.1-1]. It is the policy of the Nation to prioritize the general welfare needs of its members and recognize that the interests of the Nation are advanced when its members remain confident that their general welfare needs can be met. *Id.* [10 O.C. 1003.1-2].

The Oneida Nation Assistance Fund law provides that the Oneida Business Committee shall determine the amount of assistance available to an eligible recipient from the Oneida Nation Assistance Fund per any permitted distribution. [10 O.C. 1003.6-2]. The Oneida Business Committee is then responsible for setting forth, through the adoption of a resolution, an application submission period and disbursement timeframe for a distribution of assistance from the Oneida Nation Assistance Fund. [10 O.C. 1003.5-2].

This resolution provides that in accordance with section 1003.6-2 of the Oneida Nation Assistance Fund law, the Oneida Business Committee determined that for the 2022 disbursement the amount of assistance available to an eligible recipient from Oneida Nation Assistance Fund shall as follows:

- *General Disbursement.* A disbursement of assistance of one thousand three hundred dollars (\$1300) is available to any eligible applicant.
- *Additional Disbursement for Elders.* An additional disbursement of assistance of two thousand dollars (\$2000) is available to any eligible applicant who also meets the additional requirement of being age sixty-two (62) or older.

Then, in accordance with section 1003.5-2 of the Oneida Nation Assistance Fund law, the resolution provides that the application submission period for the 2022 disbursement of assistance from the Oneida Nation Assistance Fund shall be from July 14, 2022, through September 7, 2022, with the disbursement of assistance to be made on or before September 30, 2022.

Finally, this resolution addresses a secondary application submission period and disbursement timeframe for those individuals who are late and miss the first application deadline. This resolution provides that if an applicant does not submit an application for assistance from the Oneida Nation Assistance Fund by September 7, 2022, the applicant shall be allowed to submit a late application for the 2022 disbursement of assistance from the Oneida Nation Assistance Fund from September 8, 2022, through March 1, 2023, with the late disbursement of assistance to be made on or before March 30, 2023.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

Adopt resolution entitled Adoption of the Healing to Wellness Court Law

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt the resolution entitled, Adoption of the Healing to Wellness Court Law

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: Legislative Operating

Oneida Police Department, Oneida Behavioral Health

Committee, Oneida Nation Judiciary,

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|---|---|
| <input type="checkbox"/> Bylaws | <input checked="" type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input checked="" type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Adoption Memo, Legislative Analysis | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: David P. Jordan, Councilman

Primary Requestor: Clorissa N. Santiago, LRO Senior Staff Attorney



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54255-0365
 Oneida-nsn.gov



TO: Oneida Business Committee
 FROM: David P. Jordan, LOC Chairperson
 DATE: July 13, 2022
 RE: Adoption of the Healing to Wellness Court Law

Please find the following attached backup documentation for your consideration of the adoption of the Healing to Wellness Court law:

1. Resolution: Adoption of the Healing to Wellness Court Law
2. Statement of Effect: Adoption of the Healing to Wellness Court Law
3. Healing to Wellness Court Law Legislative Analysis
4. Healing to Wellness Court Law
5. Healing to Wellness Court Law Fiscal Impact Statement

Overview

On October 7, 2020, the Legislative Operating Committee added the Healing to Wellness Court law to its Active Files List. The Healing to Wellness Court law had been carried over from the last Legislative Operating Committee term, with it originally added to the Active Files List in December 2017. The purpose of the Healing to Wellness Court law is to establish the Nation's Healing to Wellness Court to:

- offer intensive case management, treatment, and court supervision to individuals who committed an offense directly or indirectly related to a substance abuse or addiction issue;
- provide access to holistic, structured, and phased substance abuse treatment and rehabilitation services that incorporate culture, tradition, and Tsi Niyukwaliho tá (Our Ways);
- create intragovernmental and intergovernmental collaborative teams to interact with each participant; and
- encourage and support each participant in the goal of their recovery to lead lawful productive lives free of substance abuse and addiction. [8 O.C. 808.1-1].

This resolution adopts the Healing to Wellness Court law which will:

- Establish the Healing to Wellness Court as a division of the Trial Court and delegate jurisdiction to the Healing to Wellness Court for matters related to substance abuse and addiction, and any matter arising under this law [8 O.C. 808.4-1, 808.4-2];
- Delegate authority to the Healing to Wellness Court to collaborate and enter into intergovernmental agreements with other courts of competent jurisdiction that exercise concurrent jurisdiction [8 O.C. 808.4-2];
- Establish the Healing to Wellness Court team, comprised of a Trial Court Judge, Court Coordinator, Oneida Police Department Officer, representative from Probation, Substance Abuse Treatment provider, representative of Oneida culture and heritage, and any other

- member as determined by the Team, and provide how any revisions to the composition of the Healing to Wellness Court team are made [8 O.C. 808.4-3];
- Delegate authority to the Healing to Wellness Court to establish policies and procedures governing the operation and implementation of the Healing to Wellness Court program [8 O.C. 808.5-1];
 - Provide that all Healing to Wellness Court Team meetings and hearings are closed to the public, and held in accordance with the policies and procedures created by the Court [8 O.C. 808.5-2, 808.5-3]; and
 - Provide that the Healing to Wellness Court is a non-adversarial forum, not a court of record, where the Oneida Judiciary Rules of Evidence and Civil Procedure do not apply [8 O.C. 808.5-4, 808.5-6, 808.5-7].

The Legislative Operating Committee developed the Healing to Wellness Court law through collaboration with representatives from the Oneida Nation Judiciary Trial Court, Oneida Police Department, Tribal Action Plan (TAP), Oneida Behavioral Health, Department of Corrections - Probation, and the Legal Resource Center. The Legislative Operating Committee held fifteen (15) work meetings on the development of this law and also participated in a three (3) day Tribal Healing to Wellness Court Planning Initiative Training presented by the National Association of Drug Court Professionals in November 2020.

In accordance with the Legislative Procedures Act, a public meeting on the proposed Healing to Wellness Court law was held on May 4, 2022. Two (2) individuals provided oral comments during the public meeting. The public comment period was then held open until May 11, 2022. The Legislative Operating Committee received one (1) submission of written comments during the public comment period. All public comments received were accepted, reviewed, and considered by the Legislative Operating Committee on May 18, 2022. Any changes made based on those comments have been incorporated into this draft.

Requested Action

Adopt the Resolution: Adoption of the Healing to Wellness Court Law

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # _____
Adoption of the Healing to Wellness Court Law

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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 purpose of the Healing to Wellness Court law (“the Law”) is to establish the Nation’s Healing to Wellness Court to: offer intensive case management, treatment, and court supervision to individuals who committed an offense directly or indirectly related to a substance abuse or addiction issue; provide access to holistic, structured, and phased substance abuse treatment and rehabilitation services that incorporate culture, tradition, and Tsi Niyukwaliho t^ (Our Ways); create intragovernmental and intergovernmental collaborative teams to interact with each participant; and encourage and support each participant in the goal of their recovery to lead lawful productive lives free of substance abuse and addiction; and

WHEREAS, it is the policy of the Nation to bring together community-healing resources with the Nation’s justice system to work collaboratively with intragovernmental and intergovernmental partnerships to reduce the abuse of alcohol and other drugs and drug-related criminal activity affecting the Nation’s community in an effort to promote life-long substance abuse recovery and the reintegration of participants into the Oneida community; and

WHEREAS, the Law establishes the Healing to Wellness Court as a division of the Trial Court and delegates jurisdiction to the Healing to Wellness Court for matters related to substance abuse and addiction, and any matter arising under this Law; and

WHEREAS, the Law delegates authority to the Healing to Wellness Court to collaborate and enter into intergovernmental agreements with other courts of competent jurisdiction that exercise concurrent jurisdiction; and

WHEREAS, the Law establishes the Healing to Wellness Court team, comprised of a Trial Court Judge, Court Coordinator, Oneida Police Department Officer, representative from Probation, Substance Abuse Treatment provider, representative of Oneida culture and heritage, and any other member as determined by the Team, and provide how any revisions to the composition of the Healing to Wellness Court team are made; and

WHEREAS, the Law delegates authority to the Healing to Wellness Court to establish policies and procedures governing the operation and implementation of the Healing to Wellness Court program; and

44
45 **WHEREAS,** the Law provides that all Healing to Wellness Court Team meetings and hearings are
46 closed to the public, and held in accordance with the policies and procedures created by
47 the Healing to Wellness Court; and
48
49 **WHEREAS,** the Law provides that the Healing to Wellness Court is a non-adversarial forum, where the
50 Oneida Judiciary Rules of Evidence and Oneida Judiciary Rules of Civil Procedure do not
51 apply; and
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53 **WHEREAS,** in accordance with the Legislative Procedures Act a legislative analysis and fiscal impact
54 statement were developed for this Law; and
55
56 **WHEREAS,** a public meeting on this proposed Law was held on May 4, 2022, and the public comment
57 period was held open until May 11, 2022; and
58
59 **WHEREAS,** the Legislative Operating Committee accepted, reviewed, and considered all public
60 comments received on May 18, 2022; and
61
62 **NOW THEREFORE BE IT RESOLVED,** that the Healing to Wellness Court law is hereby adopted and shall
63 become effective on July 27, 2022.
64



Statement of Effect

Adoption of the Healing to Wellness Court Law

Summary

This resolution adopts the Healing to Wellness Court law.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: June 30, 2022

Analysis by the Legislative Reference Office

This resolution adopts the Healing to Wellness Court law. The purpose of the Healing to Wellness Court law is to establish the Nation's Healing to Wellness Court to:

- offer intensive case management, treatment, and court supervision to individuals who committed an offense directly or indirectly related to a substance abuse or addiction issue;
- provide access to holistic, structured, and phased substance abuse treatment and rehabilitation services that incorporate culture, tradition, and Tsi Niyukwaliho tĀ (Our Ways);
- create intragovernmental and intergovernmental collaborative teams to interact with each participant; and
- encourage and support each participant in the goal of their recovery to lead lawful productive lives free of substance abuse and addiction. [8 O.C. 808.1-1].

This resolution adopts the Healing to Wellness Court law which will:

- Establish the Healing to Wellness Court as a division of the Trial Court and delegate jurisdiction to the Healing to Wellness Court for matters related to substance abuse and addiction, and any matter arising under this law [8 O.C. 808.4-1, 808.4-2];
- Delegate authority to the Healing to Wellness Court to collaborate and enter into intergovernmental agreements with other courts of competent jurisdiction that exercise concurrent jurisdiction [8 O.C. 808.4-2];
- Establish the Healing to Wellness Court team, comprised of a Trial Court Judge, Court Coordinator, Oneida Police Department Officer, representative from Probation, Substance Abuse Treatment provider, representative of Oneida culture and heritage, and any other member as determined by the Team, and provide how any revisions to the composition of the Healing to Wellness Court team are made [8 O.C. 808.4-3];
- Delegate authority to the Healing to Wellness Court to establish policies and procedures governing the operation and implementation of the Healing to Wellness Court program [8 O.C. 808.5-1];
- Provide that all Healing to Wellness Court Team meetings and hearings are closed to the public, and held in accordance with the policies and procedures created by the Court [8 O.C. 808.5-2, 808.5-3]; and

- Provide that the Healing to Wellness Court is a non-adversarial forum, not a court of record, where the Oneida Judiciary Rules of Evidence and Civil Procedure do not apply [8 O.C. 808.5-4, 808.5-6, 808.5-7].

The Legislative Procedures Act (“the LPA”) was adopted by the General Tribal Council for the purpose of providing a process for the adoption or amendment of laws of the Nation. [1 O.C. 109.1-1]. The Healing to Wellness Court law complied with all processes and procedures required by the LPA, including the development of a legislative analysis, a fiscal analysis, and the opportunity for public review during a public meeting and public comment period. [1 O.C. 109.6, 109.7, 109.8].

A public meeting on the proposed Healing to Wellness Court law was held on May 4, 2022. Two (2) individuals provided oral comments during the public meeting. The public comment period was then held open until May 11, 2022. The Legislative Operating Committee received one (1) submission of written comments during the public comment period. All public comments received were accepted, reviewed, and considered by the Legislative Operating Committee on May 18, 2022. Any changes made based on those comments have been incorporated into this draft.

The Healing to Wellness Court law will become effective ten (10) business days after the adoption of this resolution, on July 27, 2022, in accordance with the LPA. [1 O.C. 109.9-3].

Conclusion

Adoption of this resolution would not conflict with any of the Nation’s laws.



HEALING TO WELLNESS COURT LAW LEGISLATIVE ANALYSIS

SECTION 1. EXECUTIVE SUMMARY

<i>Analysis by the Legislative Reference Office</i>	
Intent of the Proposed Law	<ul style="list-style-type: none"> ▪ Establish the Healing to Wellness Court as a division of the Trial Court and delegate jurisdiction to the Healing to Wellness Court for matters related to substance abuse and addiction, and any matter arising under this law [8 O.C. 808.4-1, 808.4-2]; ▪ Delegate authority to the Healing to Wellness Court to collaborate and enter into intergovernmental agreements with other courts of competent jurisdiction that exercise concurrent jurisdiction [8 O.C. 808.4-2]; ▪ Establish the Healing to Wellness Court team, comprised of a Trial Court Judge, Court Coordinator, Oneida Police Department Officer, representative from Probation, Substance Abuse Treatment provider, representative of Oneida culture and heritage, and any other member as determined by the Team, and provide how any revisions to the composition of the Healing to Wellness Court team are made [8 O.C. 808.4-3]; ▪ Delegate authority to the Healing to Wellness Court to establish policies and procedures governing the operation and implementation of the Healing to Wellness Court program [8 O.C. 808.5-1]; ▪ Provide that all Healing to Wellness Court Team meetings and hearings are closed to the public, and held in accordance with the policies and procedures created by the Court [8 O.C. 808.5-2, 808.5-3]; and ▪ Provide that the Healing to Wellness Court is a non-adversarial forum, not a court of record, where the Oneida Judiciary Rules of Evidence and Civil Procedure do not apply [8 O.C. 808.5-4, 808.5-6, 808.5-7].
Purpose	<p>The purpose of this law is to establish the Nation's Healing to Wellness Court to:</p> <ul style="list-style-type: none"> ▪ Offer intensive case management, treatment, and court supervision to individuals who committed an offense directly or indirectly related to a substance abuse or addiction issue; ▪ Provide access to holistic, structured, and phased substance abuse treatment and rehabilitation services that incorporate culture, tradition, and Tsi Niyukwaliho tá (Our Ways); ▪ Create intragovernmental and intergovernmental collaborative teams to interact with each participant; and ▪ Encourage and support each participant in the goal of recovery to lead lawful, productive lives free of substance abuse and addiction [8 O.C. 808.1-1].
Affected Entities	Oneida Nation Judiciary, Oneida Police Department, and Oneida Behavioral Health
Related Legislation	Public Peace law, Judiciary law, Oneida Judiciary Rules of Civil Procedure, Oneida Judiciary Rules of Evidence
Public Meeting	A public meeting was held in accordance with the Legislative Procedures Act on Wednesday, May 4, 2022, with a public comment period held open until May 11, 2022.
Fiscal Impact	A fiscal impact statement prepared in accordance with the Legislative Procedures Act was provided by the Finance Department on June 29, 2022.

SECTION 2. LEGISLATIVE DEVELOPMENT

A. **Background.** The request to develop a Healing to Wellness Court law came from the Tribal Action Plan (TAP)- Laws and Policies Sub-Committee in December 2017 and was originally added to the Active Files List in December 2017. The Legislative Operating Committee then added the Healing to Wellness Court law to the Active Files List this legislative term on October 7, 2020.

B. **History of Drug Courts.** The drug court movement started in the late 1980s to help combat an increase in the number drug-related offenses and re-offenses that resulted in overcrowded jails and prisons, which incarceration alone was not able to control.¹ Between 1980 and 2000, arrests for drug offenses more than doubled.² Those who were imprisoned were not being treated for their substance abuse and the underlying problems and were subjected to traumatization by the prison system and faced many barriers upon release³. The response to this issue was to develop a court approach that systematically prioritized treatment in substance abuse cases.⁴ A drug court is a special court docket to which cases involving alcohol and other substance abusing offenders are assigned for intensive supervision and treatment.⁵ Drug courts are distinguished by several features, such as expedited case processing, outpatient treatment, and support services (e.g., job placement and housing services).⁶

C. **Development of Healing to Wellness Courts in Native Nations.** Native nations were looking to develop a court that would help confront intergenerational substance abuse issues while avoiding the term “drug court”, thus developing the term “healing to wellness court”. This term referred to the healing and wellness aspects of this approach, along with the idea that wellness is an ongoing journey.⁷ In August 2003, state and national drug court efforts were used to help draft tribal-specific healing to wellness court curriculums. The newly developed Healing to Wellness Courts were not simply tribal courts that heard cases involving substance abuse but were special court docket-collaboratives that partnered with service providers to create a program for participants that included extensive supervision and treatment.⁸ Tribal Healing to Wellness courts are guided by the Tribal Ten Key Components, which are the fundamental essentials of the drug court concept that were adjusted to reflect the tribal notions of healing and wellness, particularly the concept of a healing to wellness journey and the collaboration involved.⁹

SECTION 3. CONSULTATION AND OUTREACH

A. The following departments within the Nation participated in the development of this Law and legislative analysis:

- Oneida Nation Judiciary;
- Oneida Police Department;
- Oneida Behavioral Health;

¹ U.S. Department of Justice Office of Justice Programs, “Tribal Healing to Wellness Court: The Key Components,” (April 2003).

² Arthur J. Lurigio, “The First 20 Years of Drug Treatment Courts: A Brief Description of Their History and Impact”.

³ Tribal Law and Policy Institute, “Tribal Healing to Wellness Courts: Intergovernmental Collaboration,” (May 2021).

⁴ *Id.*

⁵ *Id.*

⁶ Arthur J. Lurigio, “The First 20 Years of Drug Treatment Courts: A Brief Description of Their History and Impact”.

⁷ Tribal Law and Policy Institute, “Tribal Healing to Wellness Courts: Intergovernmental Collaboration,” (May 2021).

⁸ *Id.*

⁹ *Id.*

- 35 ▪ Tribal Action Plan (TAP);
- 36 ▪ Legal Resource Center;
- 37 ▪ General Manager; and
- 38 ▪ Oneida Business Committee.
- 39 **B.** The following groups outside of the Nation were consulted in the drafting of this law and analysis:
- 40 ▪ Tribal Law and Policy Institute;
- 41 ▪ National Association of Drug Court Professionals (NADCP);
- 42 ▪ Wisconsin Department of Corrections; and
- 43 ▪ Wisconsin Statewide Treatment Court Coordinator.
- 44 **C.** The following laws and ordinances from other States, municipalities, and Tribes were reviewed in the
- 45 drafting of this Law and analysis:
- 46 ▪ Ho-Chunk Nation Healing to Wellness Court Code;
- 47 ▪ Cherokee Tribal Drug Court Code of Ordinances;
- 48 ▪ Confederated Tribes of Coos, Lower Umpqua, and Siuslaw Indians Wellness Court Tribal
- 49 Code;
- 50 ▪ Fort Peck Wellness Court Code;
- 51 ▪ Penobscot Nation Healing to Wellness Court Program Procedures;
- 52 ▪ Poarch Band Creek of Indians Healing to Wellness Court Code;
- 53 ▪ Swinomish Tribal Court Code;
- 54 ▪ Fort McDowell Yavapai Nation Law and Order Code;
- 55 ▪ Winnebago Tribal Traditional Wellness Court Code; and
- 56 ▪ Tlingit and Haida Indian Tribes of Alaska Wellness Court Code.

57

58 **SECTION 4. PROCESS**

- 59 **A.** This Law has followed the process set forth in the Legislative Procedures Act (LPA).
- 60 ▪ On October 7, 2020, the Legislative Operating Committee added this Law to its Active
- 61 Files List.
- 62 ▪ On February 16, 2022, the Legislative Operating Committee approved the draft of this law
- 63 and directed that a legislative analysis be developed.
- 64 ▪ On March 16, 2022, the Legislative Operating Committee approved the draft of the
- 65 legislative analysis.
- 66 ▪ On April 6, 2022, the Legislative Operating Committee approved the public meeting packet
- 67 and forwarded the Healing to Wellness Court law to a public meeting to be held on May 4,
- 68 2022.
- 69 ▪ On May 4, 2022, the public meeting was held in person in the Norbert Hill Center and on
- 70 Microsoft Teams. Two (2) individuals provided public comment during the public meeting
- 71 via Microsoft Teams.
- 72 ▪ On May 11, 2022, the public comment period closed. One (1) submission of written
- 73 comments was received during the public comment period.
- 74 ▪ On May 18, 2022, the Legislative Operating Committee accepted the public comments and
- 75 the public comment review memorandum and deferred these items to a work meeting for
- 76 further consideration.
- 77 ▪ On June 1, 2022, the Legislative Operating Committee approved the updated public
- 78 comment review memorandum, draft, and updated legislative analysis. The Legislative

79 Operating Committee also approved the fiscal impact statement request memorandum and
80 forwarded the request memorandum to the Finance Department directing that a fiscal
81 impact statement be prepared and submitted to the Legislative Operating Committee by
82 June 15, 2022.

- 83 ▪ On June 1, 2022, the Finance Department requested additional time to complete a fiscal
84 impact statement, the Legislative Operating Committee then subsequently agreed to amend
85 the due date of the fiscal impact statement to June 29, 2022.
- 86 ▪ On June 29, 2022, the Finance Department provided the Legislative Operating Committee
87 with the fiscal impact statement.

88 **B.** A group that included members from the departments of the Legislative Reference Office, Legislative
89 Operating Committee, Oneida Business Committee, Oneida Nation Judiciary, Oneida Police
90 Department, Oneida Behavioral Health, and the Legal Resource Center participated in the Tribal
91 Healing to Wellness Court Planning Initiative (THTWCPI) Training held by the National Association
92 of Drug Court Professionals (NADCP) through Microsoft Teams on the following dates:

- 93 ▪ November 18, 2020;
- 94 ▪ November 19, 2020; and
- 95 ▪ November 20, 2020.

96 **C.** At the time this legislative analysis was developed the following work meetings had been held
97 regarding the development of this Law:

- 98 ▪ January 6, 2021: LOC work meeting with the Oneida Police Department, Oneida Judiciary,
99 General Manager, Oneida Behavioral Health, Legal Recourse Center, and Wisconsin
100 Department of Corrections.
- 101 ▪ January 20, 2021: LOC work meeting Oneida Police Department, Oneida Judiciary,
102 General Manager, Oneida Behavioral Health, Legal Recourse Center, and Wisconsin
103 Department of Corrections.
- 104 ▪ January 28, 2021: LOC work meeting.
- 105 ▪ February 5, 2021: Work meeting with Oneida Judiciary.
- 106 ▪ March 2, 2021: LOC work meeting with Oneida Police Department, Oneida Judiciary,
107 General Manager, Oneida Behavioral Health, Legal Recourse Center, and Tribal Action
108 Plan.
- 109 ▪ March 16, 2021: LOC work meeting with Oneida Police Department, Oneida Judiciary,
110 General Manager, Oneida Behavioral Health, and Legal Recourse Center.
- 111 ▪ May 18, 2021: Work meeting with Oneida Judiciary, Oneida Behavioral Health, Tribal
112 Action Plan, Cultural Heritage.
- 113 ▪ January 19, 2022: LOC work meeting.
- 114 ▪ January 27, 2022: LOC work meeting with Oneida Police Department, and Oneida
115 Judiciary.
- 116 ▪ February 10, 2022: LOC work meeting with Oneida Police Department, and Oneida
117 Judiciary.
- 118 ▪ March 31, 2022: LOC work meeting.
- 119 ▪ May 4, 2022: LOC work session.
- 120 ▪ May 18, 2022: LOC work session.

121

122 **SECTION 5. CONTENTS OF THE LEGISLATION**

- 123 **A. *Purpose and Policy.*** The purpose of this Law is to establish the Nation’s Healing to Wellness Court.
124 The Court shall offer intensive treatment, case management, and court supervision to individuals who
125 have committed an offense directly or indirectly related to substance abuse or addiction issues. [8 O.C.
126 808.1-1]. It is the policy of the Nation to bring together community-healing resources with the Nation’s
127 justice system to collaborate with partnerships to reduce the risk of substance abuse and criminal
128 activity related to substance abuse. [8 O.C. 808.1-2].
- 129 **B. *Establishment.*** The Healing to Wellness Court is hereby established as a division of the Trial Court.
130 [8 O.C. 808.4-1]. The Court shall have the authority to issue all orders necessary to ensure the safety,
131 well-being, and rehabilitation of individuals who come within or consent to its jurisdiction. [8 O.C.
132 808.4-1(a)]. The Court shall have the power to implement all the duties, responsibilities, and remedies
133 set out in this Law, including the power to enforce subpoenas and orders of restriction, fines and orders
134 of restitution, contempt, and other powers as appropriate. [8 O.C. 808.4-1(b)].
- 135 **C. *Jurisdiction.*** The Healing to Wellness Court shall have jurisdiction over matters related to substance
136 abuse and addiction and any matters arising under this Law. [8 O.C. 808.4-2].
- 137 **D. *Healing to Wellness Court Team.*** The Healing to Wellness Court program shall be administered by a
138 Healing to Wellness Court Team, which shall be comprised of the following individuals:
- 139 1. Trial Court Judge;
 - 140 2. Healing to Wellness Court Coordinator;
 - 141 3. Oneida Police Department Officer;
 - 142 4. Representative of Probation;
 - 143 5. Substance Abuse Treatment Provider;
 - 144 6. Representative of Oneida culture and heritage; and
 - 145 7. Any other member to be determined by the Healing to Wellness Court Team. [8 O.C. 808.4-
146 3(a)].
- 147 The composition of the Healing to Wellness Court Team may be revised as necessary as determined by
148 the Court. The Court shall provide notification of any revision to the composition of the Healing to
149 Wellness Court Team to the Oneida Business Committee and General Manager. [8 O.C. 808.4-3(b)].
- 150 **E. *Healing to Wellness Court Procedures.*** The Court shall establish policies and procedures governing
151 the operation and implementation of the Healing to Wellness Court program. [8 O.C. 808.5-1]. All
152 Healing to Wellness Court Team meetings and hearings shall be closed to the public except for invited
153 guests as allowed by HIPAA regulations. [8 O.C. 808.5-3]. The Court shall not be a court of record.
154 Any information obtained, used, or disclosed by a member of the Healing to Wellness Court Team,
155 including the participant, while the participant is under the jurisdiction of the Court shall not be used
156 as evidence against the participant in any other proceeding in the Judiciary or any other court in any
157 other jurisdiction. All Court records are privileged and confidential and shall not be disclosed except to
158 the members of the Healing to Wellness Court Team. [8 O.C. 808.5-7]. However, confidential
159 information may always be disclosed after the participant has signed a proper consent form, even if it
160 is protected by Federal confidentiality regulations. The regulations also permit disclosure without a
161 participant’s consent in several situations, including medical emergencies, program evaluations, and
162 communications among program staff. [8 O.C. 808.5-7(a)].

163

164 SECTION 6. RELATED LEGISLATION

- 165 **A. *Related Legislation.*** The following laws of the Nation are related to this Law:

- 166 ▪ *Judiciary law.* The Judiciary law established a Judiciary for the Nation, and provides for the
167 administration of law, justice, judicial procedures, and practices by the Nation as a sovereign
168 nation by exercising the inherent power to make, execute, apply, and enforce its own law, and
169 to apply its own customs and traditions in matters affecting the Oneida people. [8 O.C. 801.1-
170 1].
- 171 ▪ *Court Open to the Public.* The Judiciary law provides that proceedings of the Trial
172 Court shall be public, and members of the general public may freely attend the same,
173 except for peacemaking or mediation proceedings or if expressly prohibited by law. [8
174 O.C. 801.4-4].
- 175 1. This Law provides that all Healing to Wellness Court Team hearings shall be
176 closed to the public except for invited guests as allowed by HIPAA
177 regulations. [8 O.C. 808.5-3].
- 178 ▪ *Subject Matter Jurisdiction.* The Judiciary law provides that Trial Court shall have
179 subject matter jurisdiction over cases and controversies where laws of the Nation
180 specifically authorize the Trial Court to exercise jurisdiction.
- 181 1. This Law provides that the Healing to Wellness Court shall have jurisdiction
182 over matters related to substance abuse and addiction and any matters arising
183 under this law. [8 O.C. 808.4-2].
- 184 ▪ *Internal Operating Procedures.* The Judiciary law provides that the Judiciary is
185 authorized to establish internal operating procedures governing the operation of the
186 court, as long as the procedures shall not affect substantive rights and shall not conflict
187 with existing law, the Rules of Procedure, or other rules enacted or approved by the
188 Oneida Business Committee or Oneida General Tribal Council.
- 189 1. This Law provides that the Court shall establish policies and procedures
190 governing the operation and implementation of the Healing to Wellness Court
191 program. [8 O.C. 808.5-1].
- 192 ▪ *Oneida Judiciary Rules of Civil Procedure.* The Oneida Judiciary Rules of Civil Procedure
193 governs all civil actions that fall under the jurisdiction of the Nation to ensure that there is a
194 consistent set of rules governing the process for civil claims, in order to ensure equal and fair
195 treatment to all persons who come before the Tribal Courts to have their disputes resolved. [8
196 O.C. 803.1-1, 803.1-2].
- 197 ▪ This Law provides that the Oneida Judiciary Rules of Civil Procedure shall not apply
198 in any Court proceedings. [8 O.C. 808.5-6].
- 199 ▪ *Oneida Judiciary Rules of Evidence.* The Oneida Judiciary Rules of Evidence establishes rules
200 of evidence to apply in proceedings held in the Trial court and Family Court of the Oneida
201 Judiciary administer Court proceedings fairly, eliminate unjustifiable expense and delay, and
202 promote the development of evidence law, by obtaining the truth and securing a just
203 determination. [8 O.C. 804.1-1, 804.1-2].
- 204 ▪ This Law provides that the Oneida Judiciary Rules of Evidence shall not apply in any
205 Court proceedings. [8 O.C. 808.5-6].
- 206 ▪ *Public Peace Law.* The Public Peace law sets forth community standards and expectations
207 which preserve the peace, harmony, safety, health, and general welfare of individuals who live
208 within the boundaries of the Reservation. [3 O.C. 309.1-1]. The Public Peace law prohibits a

209 person from committing a civil infraction involving alcohol, tobacco, and drugs. [3 O.C. 309.4-
210 4, 309.9]. Upon a finding by the Trial Court that a violation of the Public Peace law has
211 occurred, the individual may be ordered to participate in counseling or any other program
212 relevant and available to the Nation. [3 O.C. 309.11-2(c)].

213 ▪ Potentially, a person who violates the Public Peace law may be ordered to participate
214 in the Nation's Healing to Wellness Court program is allowed by Court's policies and
215 procedures.

216

217 SECTION 7. OTHER CONSIDERATIONS

218 A. *Fiscal Impact.* Please refer to the fiscal impact statement for any fiscal impacts.

219 a. Under the Legislative Procedures Act, a fiscal impact statement is required for all legislation
220 except emergency legislation. [1 O.C. 109.6-1].

221 i. A fiscal impact statement shall be submitted by agencies as directed by the Legislative
222 Operating Committee. [1 O.C. 109.6-1].

223 ii. Fiscal Impact statements may be prepared by any agency who may receive funding if
224 the legislation is enacted, any agency who may administer a program if the legislation
225 is enacted, any agency who may have financial information concerning the subject
226 matter of the legislation, or by the Finance Office, upon request of the Legislative
227 Operating Committee. [1 O.C. 109.6-1(a) and (b)].

228 iii. Oneida Business Committee resolution BC-10-28-20-A titled, *Further Interpretation*
229 *of 'Fiscal Impact Statement' in the Legislative Procedures Act*, provides further
230 clarification on who the Legislative Operating Committee may direct complete a
231 fiscal impact statement at various stages of the legislative process, as well as
232 timeframes for completing the fiscal impact statement.

233 b. *Conclusion.* A fiscal impact statement was provided by the Finance Department on June 29,
234 2022.

235

236

**Title 8. Judiciary - Chapter 808
HEALING TO WELLNESS COURT**

808.1. Purpose and Policy
808.2. Adoption, Amendment, Repeal
808.3. Definitions

808.4. General
808.5. Healing to Wellness Court Procedures

1
2 **808.1. Purpose and Policy**
3 808.1-1. *Purpose.* The purpose of this law is to establish the Nation’s Healing to Wellness Court
4 to:

- 5 (a) offer intensive case management, treatment, and court supervision to individuals who
- 6 committed an offense directly or indirectly related to a substance abuse or addiction issue;
- 7 (b) provide access to holistic, structured, and phased substance abuse treatment and
- 8 rehabilitation services that incorporate culture, tradition, and Tsi Niyukwaliho tá (Our
- 9 Ways);
- 10 (c) create intragovernmental and intergovernmental collaborative teams to interact with
- 11 each participant; and
- 12 (d) encourage and support each participant in the goal of their recovery to lead lawful
- 13 productive lives free of substance abuse and addiction.

14 808.1-2. *Policy.* It is the policy of the Nation to bring together community-healing resources with
15 the Nation’s justice system to work collaboratively with intragovernmental and intergovernmental
16 partnerships to reduce the abuse of alcohol and other drugs and drug-related criminal activity
17 affecting the Nation’s community in an effort to promote life-long substance abuse recovery and
18 the reintegration of participants into the Oneida community.

19
20 **808.2. Adoption, Amendment, Repeal**

- 21 808.2-1. This law was adopted by the Oneida Business Committee by resolution BC-__-__-__-__.
- 22 808.2-2. This law may be amended or repealed by the Oneida Business Committee and/or General
- 23 Tribal Council pursuant to the procedures set out in the Legislative Procedures Act.
- 24 808.2-3. Should a provision of this law or the application thereof to any person or circumstances
- 25 be held as invalid, such invalidity shall not affect other provisions of this law which are considered
- 26 to have legal force without the invalid portions.
- 27 808.2-4. In the event of a conflict between a provision of this law and a provision of another law,
- 28 the provisions of this law shall control.
- 29 808.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.

30
31 **808.3. Definitions**

- 32 808.3-1. This section shall govern the definitions of words and phrases used within this law. All
- 33 words not defined herein shall be used in their ordinary and everyday sense.
- 34 (a) “Court” means the Oneida Healing to Wellness Court, which is a division under the
- 35 Trial Court that has the designated responsibility to oversee the Healing to Wellness Court
- 36 program matters.
- 37 (b) “Court of competent jurisdiction” means a federal, state, or tribal court that has
- 38 jurisdiction and authority to do a certain act or hear a certain dispute.
- 39 (c) “Healing to Wellness Court program” means a court-supervised evidence-based
- 40 treatment program which promotes recover through a coordinated community-based

41 response for individuals who abuse or are dependent on any controlled substance or
42 alcohol.

43 (d) “Intragovernmental” means relating to or conducted within a government.

44 (e) “Intergovernmental” means relating to or conducted between two (2) or more
45 governments.

46 (f) “Judiciary” means the Oneida Nation Judiciary, which is the judicial system that was
47 established by Oneida General Tribal Council resolution GTC-01-07-13-B, and then later
48 authorized to administer the judicial authorities and responsibilities of the Nation by
49 Oneida General Tribal Council resolution GTC-03-19-17-A.

50 (g) “Nation” means the Oneida Nation.

51 (h) “Participant” means an individual who is admitted to the Healing to Wellness Court.

52 (i) “Trial Court” means the Trial Court of the Oneida Nation Judiciary.

53

54 **808.4. General**

55 808.4-1. *Establishment.* The Healing to Wellness Court is hereby established as a division of the
56 Trial Court.

57 (a) The Court shall have the authority to issue all orders necessary to ensure the safety,
58 well-being, and rehabilitation of individuals who come within or consent to its jurisdiction.

59 (b) The Court shall have the power to implement all the duties, responsibilities, and
60 remedies set out in this law, including the power to enforce subpoenas and orders of
61 restriction, fines and orders of restitution, contempt, and other powers as appropriate.

62 808.4-2. *Jurisdiction.* The Court shall have jurisdiction over matters related to substance abuse
63 and addiction and any matter arising under this law.

64 (a) *Concurrent Jurisdiction.* The Court shall have the authority to collaborate with courts
65 of competent jurisdiction that exercise concurrent jurisdiction.

66 (b) The Court may enter into collaborative inter-jurisdictional agreements with other
67 courts of competent jurisdiction, law enforcement agencies, and other service providers
68 upon approval by the Oneida Business Committee.

69 808.4-3. *Healing to Wellness Court Team.* The Healing to Wellness Court program shall be
70 administered by a Healing to Wellness Court Team. The Healing to Wellness Court Team is the
71 group of professionals who are primarily responsible for overseeing the day-to-day operations of
72 the Healing to Wellness Court program and administering the treatment and supervisory
73 interventions.

74 (a) *Composition.* The Healing to Wellness Court Team shall be comprised of the following
75 individuals:

76 (1) Trial Court Judge;

77 (2) Healing to Wellness Court Coordinator;

78 (3) Oneida Police Department Officer;

79 (4) Representative of Probation;

80 (5) Substance Abuse Treatment Provider;

81 (6) Representative of Oneida culture and heritage; and

82 (7) any other member to be determined by the Healing to Wellness Court Team.

83 (b) *Revisions to the Composition of the Healing to Wellness Court Team.* The composition
84 of the Healing to Wellness Court Team may be revised as necessary as determined by the
85 Court. The Court shall provide notification of any revision to the composition of the
86 Healing to Wellness Court Team to the Oneida Business Committee and General Manager.

87

88 **808.5. Healing to Wellness Court Procedures**

89 808.5-1. *Establishment of Policies and Procedures.* The Court shall establish policies and
90 procedures governing the operation and implementation of the Healing to Wellness Court program.
91 The policies and procedures of the Healing to Wellness Court program shall not affect substantive
92 rights and shall not conflict with existing law or rules enacted or approved by the Oneida Business
93 Committee or Oneida General Tribal Council unless otherwise provided for within this law.

94 808.5-2. Healing to Wellness Court Team meetings and hearings shall proceed pursuant to the
95 policies and procedures adopted by the Court.

96 808.5-3. All Healing to Wellness Court Team meetings and hearings shall be closed to the public
97 except for invited guests as allowed by HIPAA regulations.

98 808.5-4. The Court is strictly a non-adversarial forum.

99 808.5-5. The Court judge shall make all findings of facts relevant to each participant's case
100 pursuant to the policies and procedures adopted by the Court.

101 808.5-6. *Exclusion from the Oneida Judiciary Rules of Evidence and Oneida Judiciary Rules of*
102 *Civil Procedure.* The Oneida Judiciary Rules of Evidence as well as the Oneida Judiciary Rules
103 of Civil Procedure shall not apply in any Court proceedings.

104 808.5-7. *Not a Court of Record.* The Court shall not be a court of record. Any information
105 obtained, used, or disclosed by a member of the Healing to Wellness Court Team, including the
106 participant, while the participant is under the jurisdiction of the Court shall not be used as evidence
107 against the participant in any other proceeding in the Judiciary or any other court in any other
108 jurisdiction. All Court records are privileged and confidential and shall not be disclosed except to
109 the members of the Healing to Wellness Court Team.

110 (a) Confidential information may always be disclosed after the participant has signed a
111 proper consent form, even if it is protected by Federal confidentiality regulations. The
112 regulations also permit disclosure without a participant's consent in several situations,
113 including medical emergencies, program evaluations and communications among program
114 staff.

115
116 *End.*

117
118 _____
Adopted – BC- __ - __ - __ - __

FINANCE ADMINISTRATION

Fiscal Impact Statement



MEMORANDUM

TO: Lawrence Barton, Chief Financial Officer
 FROM: RaLinda Ninham-Lamberies, Assistant Chief Financial Officer
 DATE: June 21, 2022
 RE: **Fiscal Impact of the Healing to Wellness Court Law**

I. Estimated Fiscal Impact Summary

Law: Healing to Wellness Court Law		
Implementing Agency	The Nation's Judiciary, Oneida Police Department, and Oneida Behavioral Health	
Estimated time to comply	Three to six months	
Estimated Impact	Current Fiscal Year	10 Year Estimate
Total Estimated Fiscal Impact	\$259,147	\$2,798,088-\$4,123,996

II. Background

A. Legislative History

This is a new law to establish the Nation's Healing to Wellness Court.

B. Summary of Content

The purpose of this law is to establish the Nation's Healing to Wellness Court to:

- Offer intensive case management, treatment, and court supervision to individuals who committed an offense directly or indirectly related to a substance abuse or addiction issue;
- Provide access to holistic, structured, and phased substance abuse treatment and rehabilitation services that incorporate culture, tradition, and Tsi Niyukwaliho tł (Our Ways);

- Create intragovernmental and intergovernmental collaborative teams to interact with each participant; and
- Encourage and support each participant in the goal of their recovery to lead lawful productive lives free of substance abuse and addiction.

III. Methodology and Assumptions

A “Fiscal Impact Statement” means an estimate of the total identifiable fiscal year financial effects associated with legislation and includes startup costs, personnel, office expenses, documentation costs, as well as an estimate of the amount of time necessary for an agency to comply with the Law after implementation.

Finance does NOT identify the source of funding for the estimated cost or allocate any funds to the legislation.

The analysis was completed based on the information provided as of the date of this memo.

IV. Executive Summary of Findings

- The Healing to Wellness Court is hereby established as a division of the Oneida Trial Court.
- The Law will have the authority to issue all orders necessary to ensure the safety, well-being, and rehabilitation of individuals who come within or consent to its jurisdiction.
- The Law will have the power to implement all the duties, responsibilities, and remedies set out in this law, including the power to enforce subpoenas and orders of restriction, fines and orders of restitution, contempt, and other powers as appropriate.
- The Law will have jurisdiction over matters related to substance abuse and addiction and any matter arising under this law.
- The Law will have the authority to collaborate with courts of competent jurisdiction that exercise concurrent jurisdiction.
- The Law may enter into collaborative inter-jurisdictional agreements with other courts of competent jurisdiction, law enforcement agencies, and other service providers upon approval by the Oneida Business Committee.
- The Healing to Wellness Court Team shall be comprised of the following individuals:

- (1) Oneida Trial Court Judge;
- (2) Oneida Healing to Wellness Court Coordinator;
- (3) Oneida Police Department Officer;
- (4) Representative of Probation;
- (5) Substance Abuse Treatment Provider;
- (6) Representative of Oneida Culture and Heritage; and
- (7) Any other member to be determined by the Healing to Wellness Court Team.

- The composition of the Healing to Wellness Court Team may be revised as necessary as determined by the Court.
- The Law will establish policies and procedures governing the operation and implementation of the Healing to Wellness Court program.
- All Healing to Wellness Court Team meetings and hearings shall be closed to the public except for invited guests as allowed by HIPAA regulations.
- The Law is strictly a non-adversarial forum.
- The Law will not be a court of record. Any information obtained, used, or disclosed by a member of the Healing to Wellness Court Team, including the participant, while the participant is under the jurisdiction of the Court shall not be used as evidence against the participant in any other proceeding in the Judiciary or any other court in any other jurisdiction.

V. Agency

The Law governs the overarching budget process and establishes requirements of the Nation's Judiciary, Oneida Police Department, and Oneida Behavioral Health. Oneida Behavioral Health will need approximately 3 to 6 months for implementation. The Oneida Police Department will be able to implement immediately. The Oneida Judiciary will be able to implement with 45 days.

VI. Financial Impact

The Oneida Judiciary and the Oneida Police Department have identified the estimated fiscal impact to their areas for the proposed law. The Oneida Judiciary estimates the annual impact to be approximately \$259,622 and the Oneida Police Department has estimated the cost for a deputy for each eight-hour increment to be approximately \$475.00. As it is unclear the level of need for the program upon adoption of the law, the fiscal impact estimation includes eight hours to be conservative. The total fiscal impact for one year is estimated at \$259,622 and the ten-year impact is estimated at \$2,798,088

with an annual inflation factor of three percent (3%). If the level of need for the program would require the Oneida Police Department to add a full-time position, the annual impact is estimated at \$382,647 for year one and the total for ten-year is estimated at \$4,123,996 with an inflation factor of three percent (3%).

VII. Recommendation

Finance Department does not make a recommendation on course of action in this matter. Rather, it is the purpose of this report to disclose potential financial impact of this legislation, so that the Oneida Business Committee and General Tribal Council has the information with which to render a decision.

Adopt the resolution entitled Adoption of an Emergency Amendment to the Election Law

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt the resolution entitled, Adoption of an Emergency Amendment to the Election Law

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: Legislative Operating
Committee

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input checked="" type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Emergency Adoption Memo, Legislative Analysis | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: David P. Jordan, Councilman

Primary Requestor: Clorissa N. Santiago, LRO Senior Staff Attorney



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



TO: Oneida Business Committee
 FROM: Kirby Metoxen, LOC Vice-Chairperson *KM*
 DATE: July 13, 2022
 RE: Adoption of an Emergency Amendment to the Election Law

Please find the following attached backup documentation for your consideration of an emergency amendment to the Election law:

1. Resolution: Adoption of an Emergency Amendment to the Election law
2. Statement of Effect: Adoption of an Emergency Amendment to the Election law
3. Election law Emergency Amendment Legislative Analysis
4. Election law Emergency Amendment Draft (Redline)
5. Election law Emergency Amendment (Clean)

Overview

An emergency amendment to the Election law is being sought. The Election law governs the procedures for the conduct of orderly elections of the Nation, including pre-election activities such as caucuses and nominations. [1 O.C. 102.1-1]. The emergency amendment to the Election law will reduce the number of Oneida Election Board members required to sign the election totals of machine counted ballots from six (6) to three (3) members. [1 O.C. 102.10-2].

The 2022 Special Election is currently scheduled for July 16, 2022. The Oneida Election Board has requested emergency amendments to the Election law to address the number of Oneida Election Board members required to sign the election totals of machine counted ballots. Section 102.10-2 of the Election law requires that at least six (6) Oneida Election Board members sign the election totals of machine counted ballots, which shall include the tape signed by the members of the Nation before the polls were opened per section 102.9-3(a). The Oneida Election Board has provided that they do not have enough Oneida Election Board members to meet the requirement of section 102.10-2 of the Law.

The Oneida Business Committee can temporarily enact legislation when legislation is necessary for the immediate preservation of the public health, safety, or general welfare of the Reservation population, and the amendment of the legislation is required sooner than would be possible under the Legislative Procedures Act. [1 O.C. 109.9-5]. A fiscal impact statement and public meeting are not required for emergency legislation. [1 O.C. 109.9-5(a)].

The emergency amendment to the Election law is necessary for the preservation of the general welfare of the Reservation population to ensure that the July 2022 Special Election can occur without interruption and be held in accordance with the Election law.

Additionally, observance of the requirements under the Legislative Procedures Act for the adoption of the amendment to the Election law would be contrary to public interest since the 2022 Special Election is scheduled for July 16, 2022, and the process and requirements of the Legislative Procedures Act cannot be completed in time to ensure that the Special Election could still occur on July 16, 2022, without violating the Election law.

The adoption of the emergency amendment to the Election law will take effect immediately upon adoption by the Oneida Business Committee. The emergency amendment to the Election law will remain effective for six (6) months. The Legislative Procedures Act provides the possibility to extend the emergency amendment for an additional six (6) months, or until the emergency amendment expires or is permanently adopted. [1 O.C. 109.9-5(b)].

Requested Action

Approve the Resolution: Adoption of an Emergency Amendment to the Election Law

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # Adoption of an Emergency Amendment to the Election Law

- 1 **WHEREAS,** the Oneida Nation is a federally recognized Indian government and a treaty tribe
- 2 recognized by the laws of the United States of America; and
- 3
- 4 **WHEREAS,** the Oneida General Tribal Council is the governing body of the Oneida Nation; and
- 5
- 6 **WHEREAS,** the Oneida Business Committee has been delegated the authority of Article IV, Section 1,
- 7 of the Oneida Tribal Constitution by the Oneida General Tribal Council; and
- 8
- 9 **WHEREAS,** the Election law ("the Law") was adopted by the General Tribal Council on June 19, 1993
- 10 for the purpose of governing the procedures for the conduct of orderly elections of the
- 11 Nation, and was most recently amended by the General Tribal Council through resolution
- 12 GTC-04-23-17-A; and
- 13
- 14 **WHEREAS,** the 2022 Special Election has been scheduled for July 16, 2022; and
- 15
- 16 **WHEREAS,** the Oneida Election Board has requested emergency amendments to the Election law to
- 17 address the number of Oneida Election Board members required to sign the election totals
- 18 of machine counted ballots; and
- 19
- 20 **WHEREAS,** section 102.10-2 of the Law requires that at least six (6) Oneida Election Board members
- 21 sign the election totals of machine counted ballots, which shall include the tape signed by
- 22 the members of the Nation before the polls were opened per section 102.9-3(a); and
- 23
- 24 **WHEREAS,** the Oneida Election Board has provided that they do not have enough Oneida Election
- 25 Board members to meet the requirement of section 102.10-2 of the Law; and
- 26
- 27 **WHEREAS,** the proposed emergency amendment to the Law lowers the number of Oneida Election
- 28 Board members that are required sign the election totals for machine counted ballots from
- 29 six (6) to three (3) members; and
- 30
- 31 **WHEREAS,** the Legislative Procedures Act authorizes the Oneida Business Committee to enact
- 32 legislation on an emergency basis, to be in effect for a period of six (6) months, renewable
- 33 for an additional six (6) months; and
- 34
- 35 **WHEREAS,** emergency adoption of legislation is allowed when legislation is necessary for the
- 36 immediate preservation of the public health, safety, or general welfare of the Reservation
- 37 population, and the amendment of the legislation is required sooner than would be possible
- 38 under the Legislative Procedures Act; and
- 39
- 40 **WHEREAS,** the emergency adoption of the amendments to the Law are necessary for the preservation
- 41 of the general welfare of the Reservation population to ensure that the July 2022 Special
- 42 Election can occur without interruption and be held in accordance with the Law; and
- 43

44 **WHEREAS,** observance of the requirements under the Legislative Procedures Act for adoption of these
45 amendments would be contrary to public interest since the 2022 Special Election is
46 scheduled for July 16, 2022, and the process and requirements of the Legislative
47 Procedures Act cannot be completed in time to ensure that the Special Election could still
48 occur on July 16, 2022, without violating the Law; and
49

50 **WHEREAS,** the Legislative Procedures Act does not require a public meeting or fiscal impact statement
51 when considering emergency legislation; and
52

53 **NOW THEREFORE BE IT RESOLVED,** the Oneida Business Committee hereby adopts the emergency
54 amendment to the Election Law effective immediately.



Statement of Effect

Adoption of an Emergency Amendment to the Election law

Summary

This resolution adopts an emergency amendment to the Election law to reduce the number of Oneida Election Board members required to sign the election totals of machine counted ballots from six (6) to three (3) members. [1 O.C. 102.10-2]

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: July 7, 2022

Analysis by the Legislative Reference Office

This resolution adopts an emergency amendment to the Election law. The Election law governs the procedures for the conduct of orderly elections of the Nation, including pre-election activities such as caucuses and nominations. [1 O.C. 102.1-1]. The emergency amendment to the Election law will reduce the number of Oneida Election Board members required to sign the election totals of machine counted ballots from six (6) to three (3) members. [1 O.C. 102.10-2]

The Legislative Procedures Act (“the LPA”) was adopted by the General Tribal Council for the purpose of providing a process for the adoption or amendment of laws of the Nation. [1 O.C. 109.1-1]. The LPA allows the Oneida Business Committee to take emergency action where it is necessary for the immediate preservation of the public health, safety, or general welfare of the Reservation population and when enactment or amendment of legislation is required sooner than would be possible under the LPA. [1 O.C. 109.9-5]. A public meeting and fiscal impact statement are not required for emergency legislation. [1 O.C. 109.8-1(b) and 109.9-5(a)].

The 2022 Special Election is currently scheduled for July 16, 2022. The Oneida Election Board has requested emergency amendments to the Election law to address the number of Oneida Election Board members required to sign the election totals of machine counted ballots. Section 102.10-2 of the Election law requires that at least six (6) Oneida Election Board members sign the election totals of machine counted ballots, which shall include the tape signed by the members of the Nation before the polls were opened per section 102.9-3(a). The Oneida Election Board has provided that they do not have enough Oneida Election Board members to meet the requirement of section 102.10-2 of the Law.

The resolution provides that the emergency amendment to the Election law is necessary for the preservation of the general welfare of the Reservation population to ensure that the July 2022 Special Election can occur without interruption and be held in accordance with the Election law.

Additionally, observance of the requirements under the LPA for the adoption of the amendment to the Election law would be contrary to public interest since the 2022 Special Election is scheduled for July 16, 2022, and the process and requirements of the LPA cannot be completed in time to

ensure that the Special Election could still occur on July 16, 2022, without violating the Election law.

The adoption of the emergency amendment to the Election law will take effect immediately upon adoption by the Oneida Business Committee. The emergency amendment to the Election law will remain effective for six (6) months. The LPA provides the possibility to extend the emergency amendment for an additional six (6) months, or until the emergency amendment expires or is permanently adopted. [1 O.C. 109.9-5(b)].

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.



ELECTION LAW EMERGENCY AMENDMENTS LEGISLATIVE ANALYSIS

SECTION 1. EXECUTIVE SUMMARY

<i>Analysis by the Legislative Reference Office</i>	
Intent of the Proposed Amendments	Reduce the number of Election Board members required to sign the election totals of machine counted ballots from six (6) to three (3) members. [1 O.C. 102.10-2]
Purpose	To govern the procedures for the conduct of orderly elections of the Nation, including pre-election activities such as caucuses and nominations. [1 O.C. 102.1-1]
Affected Entities	Oneida Nation Election Board
Public Meeting	A public meeting is not required for emergency legislation [1 O.C. 109.8-1(b) and 109.9-5(a)].
Fiscal Impact	A fiscal impact statement is not required for emergency legislation [1 O.C. 109.9-5(a)].
Expiration of Emergency Legislation	Emergency legislation expires six (6) months after adoption and may be renewed for an additional six (6) month period.

SECTION 2. LEGISLATIVE DEVELOPMENT

A. Background. The Election law was first adopted on June 19, 1993, and most recently amended by the General Tribal Council on April 23, 2017. The Law governs the procedures for the conduct of orderly elections of the Nation. [1 O.C. 102.1-1].

B. Request for Emergency Amendments. On July 5, 2022, the Legislative Operating Committee received a request from the Oneida Election Board for the consideration of emergency amendments to the Election law. The Nation's 2022 Special Election will be held on July 16, 2022. Section 102.10-2 of the Election Law requires that at least six (6) Election Board members sign the election totals on machine counted ballots. The Oneida Election Board provided that they only received three (3) applications for the Alternate position, and there is one (1) Board member that has recused themselves, and there is one (1) Board member that has resigned, so they do not have enough Oneida Election Board members to meet the requirement of section 102.10-2. The Oneida Election Board therefore made the request to amend the Election law on an emergency basis to reduce the number of Oneida Election Board members who are required to sign the election totals on machine counted ballots from six (6) to three (3). The Legislative Operating Committee determined these amendments should be pursued on an emergency basis for the immediate preservation of the general welfare of the Reservation population.

SECTION 3. CONSULTATION AND OUTREACH

- Representatives from the following departments or entities participated in the development of this Law and legislative analysis:
 - Oneida Election Board.
- The Legislative Operating Committee has held the following work meetings specific to the proposed emergency amendments to this Law:

- 24 ▪ 7/6/22 – LOC work meeting.

25

26 **SECTION 4. PROCESS**

- 27 **A.** These amendments are being considered on an emergency basis. The Oneida Business Committee may
28 temporarily enact an emergency legislation where legislation is necessary for the immediate
29 preservation of public health, safety, or general welfare of the Reservation population and enactment
30 or amendment of legislation is required sooner than would be possible under this law. [1 O.C. 109.9-
31 5].
- 32 ▪ The emergency adoption of amendments to this Law are necessary for the preservation of the
33 general welfare of the Reservation population in order to ensure that the 2022 Special Election can
34 occur in accordance with the requirements of the Election law.
 - 35 ▪ Observance of the requirements under the Legislative Procedures Act for adoption of the
36 emergency amendments to this Law would be contrary to public interest and the process and
37 requirements of the Legislative Procedures Act cannot be completed in time to allow the Nation to
38 hold the 2022 Special Election on July 16, 2022.
- 39 **B.** The emergency amendments will expire six (6) months after adoption, with one (1) opportunity for a
40 six (6) month extension of the emergency amendments. [1 O.C. 109.9-5(b)].
- 41 **C.** The Legislative Procedures Act does not require a public meeting or fiscal impact statement when
42 considering emergency legislation. [1 O.C. 109.9-5(a)]. However, a public meeting and fiscal impact
43 statement will eventually be required when considering permanent adoption of this Law.
- 44 **D.** The Legislative Operating Committee added these emergency amendments to the Active Files List on
45 July 6, 2022.

46

47 **SECTION 5. CONTENTS OF THE LEGISLATION**

- 48 **D. Election Board Members Signature on Machine Counted Ballots.** The proposed amendments lower
49 the number of Oneida Election Board members that are required sign the election totals for machine
50 counted ballots, which includes the tape signed by the members of the Nation before the polls were
51 opened, from six (6) to three (3). [1 O.C. 102.10-2].

52

53 **SECTION 6. EXISTING LEGISLATION**

- 54 **A. Related Legislation.** The following laws of the Nation are related to the emergency amendments to this
55 Law:
- 56 ▪ *Legislative Procedures Act.* The Legislative Procedures Act was adopted by the General Tribal
57 Council on January 7, 2013, for the purpose of providing a standard process for the adoption
58 of laws of the Nation which includes taking into account comments from members of the
59 Nation and input from agencies of the Nation. [1 O.C. 109.1-1, 109.1-2].
 - 60 ▪ The Legislative Procedures Act provides a process for the adoption of emergency
61 legislation when the legislation is necessary for the immediate preservation of the
62 public health, safety, or general welfare of the Reservation population and the
63 enactment or amendment of legislation is required sooner than would be possible under
64 this law. [1 O.C. 109.9-5].

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- The Legislative Operating Committee is responsible for first reviewing the emergency legislation and for forwarding the legislation to the Oneida Business Committee for consideration. [1 O.C. 109.9-5(a)].
 - The proposed emergency legislation is required to have a legislative analysis completed and attached prior to being sent to the Oneida Business Committee for consideration. [1 O.C. 109.9-5(a)].
 - a. A legislative analysis is a plain language analysis describing the important features of the legislation being considered and factual information to enable the Legislative Operating Committee to make informed decisions regarding legislation. A legislative analysis includes a statement of the legislation’s terms and substance; intent of the legislation; a description of the subject(s) involved, including any conflicts with Oneida or other law, key issues, potential impacts of the legislation and policy considerations. [1 O.C. 109.3-1(g)].
 - Emergency legislation does not require a fiscal impact statement to be completed or a public comment period to be held. [1 O.C. 109.9-5(a)].
 - Upon the determination that an emergency exists the Oneida Business Committee can adopt emergency legislation. The emergency legislation becomes effective immediately upon its approval by the Oneida Business Committee. [1 O.C. 109.9-5(b)].
 - Emergency legislation remains in effect for a period of up to six (6) months, with an opportunity for a one-time emergency law extension of up to six (6) months. [1 O.C. 109.9-5(b)].
 - Adoption of these proposed emergency amendments would conform with the requirements of the Legislative Procedures Act.

SECTION 7. OTHER CONSIDERATIONS

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- A. **Deadline for Permanent Adoption of Legislation.** The adoption of emergency amendments to the Law expire six (6) months after adoption. The emergency legislation may be renewed for an additional six (6) month period.
 - *Conclusion:* The Legislative Operating Committee will need to determine if the adoption of these amendments is necessary on a permanent basis, and if so, develop the permanent amendments to this Law within the next six (6) to twelve (12) months.
 - B. **Fiscal Impact.** A fiscal impact statement is not required for emergency legislation.
 - Under the Legislative Procedures Act, a fiscal impact statement is required for all legislation except emergency legislation [1 O.C. 109.6-1].

Title 1. Government and Finances - Chapter 102

ELECTION

Onayote'a'ká· Tho Ni· Yót Tsi? Ayethiyataláko Tsi? Kayanl'hsla

People of the Standing Stone how it is we will appoint them the kind of laws we have

102.1. Purpose and Policy	102.8. Registration of Voters
102.2. Adoption, Amendment, Repeal	102.9. Election Process
102.3. Definitions	102.10. Tabulating and Securing Ballots
102.4. Election Board	102.11. Election Outcome and Ties
102.5. Candidate Eligibility	102.12. Elections
102.6. Selection of Candidates	102.13. Oneida Nation Constitution and By-law Amendments
102.7. Notice of Polling Places	

102.1. Purpose and Policy

102.1-1. It is the policy of the Nation that this law shall govern the procedures for the conduct of orderly elections of the Nation, including pre-election activities such as caucuses and nominations. Because of the desire for orderly and easily understood elections, there has not been an allowance made for write-in candidates on ballots.

102.1-2. This law defines the duties and responsibilities of the Election Board members and other persons employed by the Oneida Nation in the conduct of elections. It is intended to govern all procedures used in the election process.

102.2. Adoption, Amendment, Repeal

102.2-1. This law was adopted by the Oneida General Tribal Council by resolution GTC 07-06-98-A and, amended by resolutions GTC-01-04-10-A, BC-02-25-15-C and GTC-04-23-17-A, and emergency amended by resolution BC- - - - .

102.2-2. This law may be amended or repealed by the Oneida General Tribal Council pursuant to the procedures set out in the Legislative Procedures Act. Actions of the Election Board regarding amendments to this law and policies adopted regarding implementation of this law are to be presented to the Business Committee who shall then adopt or forward action(s) to the General Tribal Council for adoption.

102.2-3. Should a provision of this law or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this law which are considered to have legal force without the invalid portions.

102.2-4. In the event of a conflict between a provision of this law and a provision of another law, the provisions of this law shall control.

102.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.

102.3. Definitions

102.3-1. This section shall govern the definitions of words and phrases used within this law. All words not defined herein shall be used in their ordinary and everyday sense.

102.3-2. "Alternate" shall mean an individual appointed by the Business Committee to serve on the Election Board during an election and until election results have been certified.

102.3-3. "Applicant" shall mean a potential candidate who has not yet been officially approved for acceptance on a ballot.

102.3-4. "Business day" shall mean Monday through Friday, 8:00 a.m. – 4:30 p.m., excluding holidays of the Nation.

102.3-5. "Campaigning" shall mean all efforts designed to influence members of the Nation to support or reject a particular candidate of the Nation including, without limitation, advertising, rallying, public speaking, or other communications with members of the Nation.

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38 102.3-6. "Candidate" shall mean a petitioner or nominee for an elected position whose name is
39 placed on the ballot by the Election Board after successful application.

40 102.3-7. "Clerk" shall mean the election official who identifies proper registration for the purpose
41 of determining voter eligibility.

42 102.3-8. "Close of business" shall mean 4:30 p.m. Monday through Friday.

43 102.3-9. "Conflict of Interest" shall mean any interest, whether it be personal, financial, political
44 or otherwise, in which a Nation elected official, employee, consultant, appointed or elected,
45 member of any board, committee or commission, or their immediate relatives, friends or
46 associates, or any other person with whom they have contact, that conflicts with any right of the
47 Nation to property, information, or any other right to own and operate its enterprises, free from
48 undisclosed competition or other violation of such rights of the Oneida Nation, or as defined in
49 any law or policy of the Nation.

50 102.3-10. "Election" shall mean every primary and election.

51 102.3-11. "General election" shall mean the election held every three (3) years in July to elect the
52 Chairperson, Vice-Chairperson, Secretary, Treasurer, and the five Council Members of the
53 Business Committee and may include contests for elected boards, committees and commissions
54 positions.

55 102.3-12. "Judge" shall mean the election official who informs and advises the Chairperson of
56 discrepancies, complaints and controversy regarding voter eligibility.

57 102.3-13. "Judiciary" means the judicial system that was established by Oneida General Tribal
58 Council resolution GTC-01-07-13-B to administer the judicial authorities and responsibilities of
59 the Nation.

60 102.3-14. "Lot drawing" shall mean the equal chance method used to select a candidate as the
61 winner of an elected position, in the case of a tie between two (2) or more candidates.

62 102.3-15. "Nation" means the Oneida Nation.

63 102.3-16. "Nation's newspaper" shall mean the Kalihwisaks, or any other newspaper operated by
64 the Nation for the benefit of transmitting news to members of the Nation, which is designated by
65 the Election Board as a source for election related news.

66 102.3-17. "Oneida Police Officer" shall mean an enrolled member of the Oneida Nation who is a
67 police officer on any police force.

68 102.3-18. "Private property" shall mean any lot of land not owned by the Nation, a residential
69 dwelling or a privately owned business within the boundaries of the Reservation.

70 102.3-19. "Prominent locations" shall mean the polling places, main doors of the Norbert Hill
71 Center, main doors of the Oneida Community Library, Tsyunhehkwa Retail Store, the Oneida
72 Community Health Center, the SEOTS building and all One-Stop locations.

73 102.3-20. "Qualified voter" shall mean an enrolled member of the Nation who is eighteen (18)
74 years of age or older.

75 102.3-21. "Rejected Ballots" shall mean those ballots which are rejected by the vote tabulating
76 machine.

77 102.3-22. "Spoiled Ballot" shall mean a ballot which contains a voter error or is otherwise marred
78 and is not tabulated.

79 102.3-23. "Teller" shall mean the election official in charge of collecting and storing of all ballots.

80

81

82 **102.4. Election Board**

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83 *Section A. Establishment, Composition and Election*

84 102.4-1. An Election Board is hereby created for the purpose of carrying out the provisions of this
85 law and Article III, Sections 2 and 3 of the Oneida Nation Constitution.

86 102.4-2. The Election Board shall consist of nine (9) elected members. All members shall be
87 elected to terms of three (3) years, not to exceed two (2) consecutive terms.

88 102.4-3. *Recusal.* An Election Board member shall recuse himself/herself from participating as an
89 Election Board member in any pre-election, election day, or post-election activities while he or
90 she is a petitioner, applicant or candidate in any election or there is otherwise a conflict of interest.

91 102.4-4. *Removal.* Removal of members shall be pursuant to the Oneida Removal Law. A member
92 who is removed from the Election Board shall be ineligible to serve on the Board for three (3)
93 years from the time he or she is removed from the Election Board.

94 102.4-5. *Vacancies.* Any vacancy in an unexpired term shall be filled by appointment by the
95 Business Committee for the balance of the unexpired term. The filling of a vacancy may be timed
96 to correspond with the pre-election activities and the needs of the Election Board.

97 102.4-6. The Election Board shall identify tellers, judges and clerks in advance of an election.

98 102.4-7 The Business Committee may appoint or reappoint a sufficient number of alternates to
99 the Election Board, as recommended by the Election Board, to assist with election day and pre-
100 election activities.

101 102.4-8. The Election Board shall choose a Chairperson from amongst themselves as set out in
102 the By-laws of the Election Board, to preside over the meetings. This selection shall be carried
103 out at the first meeting of the Election Board following an election. The Chairperson shall then
104 ask the Election Board to select a Vice-Chairperson and Secretary.

105
106 *Section B. Duties of the Election Board*

107 102.4-9. The Election Board shall have the following duties, along with other responsibilities listed
108 throughout this law.

- 109 (a) The Election Board shall be in charge of all registration and election procedures; and
110 (b) Upon completion of an election, the Election Board shall make a final report on the
111 election results as set out in this law.

112
113 *Section C. Specific Duties of Officers and Election Board Members*

114 102.4-10. Specific duties of the Chairperson and other Election Board members, in addition to
115 being present at all Election Board meetings and assisting the handicapped through the voting
116 process, are as set out herein:

117 (a) Chairperson: Shall preside over meetings of the Election Board; shall select the hearing
118 body for applicants found to be ineligible in accordance with 102.5-6 in the event of an
119 appeal; shall oversee the conduct of the election; shall dismiss the alternates and Trust
120 Enrollment Department personnel when their election day duties are complete; and shall
121 post and report election results.

122 (b) Vice-Chairperson: Shall preside over all meetings in the absence of the Chairperson.

123 (c) Secretary: Shall keep a record of the meetings and make them available to the Nation's
124 Secretary, other Election Board members and the public as required in the Open Records
125 and Open Meetings Law.

126 (d) Clerks: Shall implement the requirements of identifying and registering all voters and
127 determining voter eligibility. Clerks shall work in conjunction with the Trust Enrollment

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128 Department personnel in the registration process, and assist the Chairperson as directed in
129 conducting the election. Clerks cannot be currently employed by the Trust Enrollment
130 Department.

131 (e) Tellers: Shall collect and keep safe all ballots, until the election is complete, as
132 determined by this law. Shall assist the Chairperson in conducting the election.

133 (f) Judges: Shall inform and advise the Chairperson of all aspects of the election conducted
134 under this law. In case of disputes among Election Board members, or between members
135 of the Nation and Election Board members, or any controversy regarding voter eligibility,
136 the Judge(s) shall assist the Chairperson in making a determination. The Judge(s) shall
137 also ensure that all ballots of voters whose eligibility may be in question, remain
138 confidential.

139

140 *Section D. Compensation Rates*

141 102.4-11. Election Board members are to be compensated at an hourly rate when conducting
142 elections as provided for in the Election Board's bylaws as approved by the Business Committee.
143 The Election Board shall have a budget, approved through the Nation's budgeting process.

144 102.4-12. The Trust Enrollment Department personnel and Oneida Police Officer(s) shall be
145 compensated at their regular rate of pay out of their respective budgets.

146

147 **102.5. Candidate Eligibility**

148 *Section A. Requirements*

149 102.5-1. In addition to any specific requirements and/or exceptions set out in duly adopted by-
150 laws or other documents, all applicants shall meet the minimum requirements set out in this section
151 in order to become a candidate.

152 102.5-2. Minimum Requirements. In order to be eligible to be a candidate, applicants shall:

153 (a) be an enrolled member of the Nation, as verified by membership rolls of the Nation.

154 (b) be a qualified voter on the day of the election.

155 (c) provide proof of physical residency as required for the position for which they have
156 been nominated or for which they have petitioned. Proof of residency may be through one

157 (1) or more of the following:

158 (1) a valid Wisconsin driver's license;

159 (2) a bill or pay check stub showing name and physical address of the candidate
160 from the prior or current month;

161 (3) another form of proof that identifies the candidate and that the candidate has
162 physically resided at the address and identifies that address as the primary
163 residence.

164 102.5-3. No applicant may have a conflict of interest with the position for which they are being
165 considered, provided that any conflict of interest which may be eliminated within thirty (30)
166 calendar days of being elected shall not be considered as a bar to nomination or election.

167 102.5-4. Applications and petitions where the applicant was not nominated during caucus shall be
168 filed by presenting the information to the Nation's Secretary, or designated agent, during normal
169 business hours, 8:00 to 4:30 Monday through Friday, within five (5) business days after the caucus.
170 No mailed, internal Nation mail delivery, faxed or other delivery method shall be accepted.

171 102.5-5. The names of the candidates and the positions sought shall be a public record and made
172 available to the public upon the determination of eligibility by the Election Board or the Board's

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173 designated agent.

174

175 *Section B. Eligibility Review*

176 102.5-6. Applicants found to be ineligible shall have two (2) business days to request an appeal.
177 At least four (4) Election Board members shall constitute a hearing body. The Chairperson shall
178 select the hearing body. The hearing shall be held within two (2) business days of receipt of the
179 appeal. The applicant shall be notified by phone of time and place of the hearing. The decision
180 of the hearing body shall be sent via certified mail or hand delivery within two (2) business days
181 of the hearing. Any appeal from a decision of the Election Board hearing body shall be to the
182 Judiciary on an accelerated schedule.

183 102.5-7. The Election Board shall be responsible for reviewing the qualifications of applicants to
184 verify eligibility. Any applicant found to be ineligible for a nominated or petitioned for position
185 shall be notified by certified mail return receipt requested. The notice shall provide the following
186 information:

187 (a) Position for which they were considered

188 (b) Qualification of the position and citation of the source. (Copies of source may be
189 attached.)

190 (c) A brief summary explaining why the applicant was found to be ineligible.

191 (d) That the applicant has two (2) business days from notification to make an appeal.
192 Appeals must be filed at the location designated on the notice by hand delivery. The
193 location designated shall be on the Reservation. No mailed, internal Nation mail, faxed or
194 other delivery method will be accepted.

195

196 *Section C. Campaign Financing*

197 102.5-8. Contributions:

198 (a) Solicitation of Contributions by Candidates.

199 (1) Candidates shall only accept contributions from individuals who are members
200 of the Nation or individuals related by blood or marriage to the candidate.
201 Candidates may not accept contributions from any business, whether sole
202 proprietorship, partnership, corporation, or other business entity.

203 (2) Candidates shall not solicit or accept contributions in any office or
204 business/facility of the Nation.

205 (b) Fines. Violation of the contribution restrictions shall result in a fine imposed by the
206 Election Board in an amount specified in a resolution adopted by the Business Committee.

207 102.5-9. Campaign Signs and Campaigning:

208 (a) Placement of campaign signs:

209 (1) Campaign signs shall not be posted or erected on any property of the Nation
210 except for private property with the owner/tenant's permission.

211 (2) No campaign sign shall exceed sixteen (16) square feet in area. A maximum
212 of seven (7) such signs may be placed on a building or on a lot.

213 (3) No campaign sign shall project beyond the property line into the public right
214 of way.

215 (b) Removal of campaign signs. All campaign signs shall be removed within five (5)
216 business days after an election.

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217 (c) Employees of the Nation shall not engage in campaigning for offices of the Nation
 218 during work hours. The Nation's employees shall be subject to disciplinary action under
 219 the personnel policies and procedures for political campaigning during work hours.

220 (d) Enforcement. The Zoning Administrator shall cause to be removed any campaign
 221 signs that are not in compliance with this law, in accordance with the Zoning and Shoreland
 222 Protection Law.

223 (e) Fines. Violation of the campaign sign restrictions shall result in a fine imposed by the
 224 Election Board in an amount specified in a resolution adopted by the Business Committee.
 225

226 *Section D. Candidate Withdrawal*

227 102.5-10 Any candidate may withdraw his or her name from a ballot if submitted in writing by
 228 the candidate prior to submission of the ballot for printing to any Election Board member,
 229 excluding alternates.

230 102.5-11 After printing of the ballot, any candidate may withdraw his or her name from the
 231 election by submitting in writing a statement indicating they are withdrawing from the election
 232 prior to the opening of the polls to any Election Board member, excluding alternates. This
 233 statement shall be posted alongside any sample ballot printed prior to the election in the newspaper
 234 or any posting at the polling places.

235 102.5-12. Candidates withdrawing after opening of the polls shall request, in writing to the
 236 Election Board members in charge of the polling place, to be removed from the ballot. The written
 237 statement shall be posted next to any posted sample ballot.

238 102.5-13. Candidates withdrawing by any method listed herein shall be denied any position from
 239 which they have withdrawn regardless of the number of votes cast for that candidate. A written
 240 statement shall be considered the only necessary evidence of withdrawal and acceptance of denial
 241 of any position withdrawn from.

242 102.5-14. *Candidate Withdrawal After Winning an Election.*

243 (a) In the event a candidate declines an office after winning an election, the Election Board
 244 shall declare the next highest vote recipient the winner. This procedure shall be repeated
 245 as necessary until a winner is declared.

246 (b) If all vote recipients decline or are otherwise unable to be declared the winner, then a
 247 Special Election shall be held.
 248

249 **2.6. Selection of Candidates**

250 *Section A. Setting of Caucus*

251 102.6-1. The Election Board shall be responsible for calling a caucus before any election is held.
 252 The caucus for the general election shall be held at least ninety (90) calendar days prior to the
 253 election date. Caucuses for other elections shall be held at least forty-five (45) calendar days prior
 254 to the election date. In a general election year, caucuses shall be combined so that candidates for
 255 the Business Committee and elected boards, committees and commissions are nominated at the
 256 same caucus.

257 102.6-2. The procedures for the caucus shall be as follows:

258 (a) Candidates shall be nominated from the floor.

259 (b) Candidates present at the caucus will accept/decline their nomination at the caucus.
 260 Candidates nominated at the caucus, but not present to accept the nomination, shall be
 261 required to follow the petition process.

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262 (c) Nominations shall consist of the following positions: Chairperson, Vice-Chairperson,
 263 Treasurer, Secretary, Council Member and other elected positions as required by by-laws
 264 or creating documents of a board, committee, or commission.
 265

Section B. Petition

266
 267 102.6-3. Any eligible member of the Nation may petition to be placed on a ballot according to the
 268 following procedures:

269 (a) Each petitioner, not nominated at caucus, shall file a petition containing endorsee's
 270 original signatures; photocopies shall not be accepted.

271 (b) Petitioners shall use an official petition form as designated by this law which may
 272 be obtained in the Office of the Nation's Secretary or from the mailing for that caucus.

273 (c) The petition form shall consist of each endorsee's:

274 (1) printed name and address;

275 (2) date of birth;

276 (3) Oneida Nation Enrollment Number; and

277 (4) signature.

278 (d) Petitioners shall obtain not less than ten (10) signatures of qualified voters as
 279 defined under this law.

280 (e) Petitions shall be presented to the Nation's Secretary, or designated agent, during
 281 normal business hours, 8:00 to 4:30 Monday through Friday, but no later than prior to
 282 close of business five (5) business days after the caucus. The location to drop-off
 283 petitions shall be identified in the mailing identifying the caucus date.

284 (f) The Nation's Secretary shall forward all petitions to the Election Board Chairperson
 285 the next business day following the close of petition submissions.

286 (g) The Election Board shall have the Trust Enrollment Department verify all
 287 signatures contained on the petition.

288 102.6-4. A person who runs for a position on the Oneida Business Committee, or a position on a
 289 judicial court or commission, shall not run for more than one (1) elective office or seat per election.
 290

102.7. Notice of Polling Places

291
 292 102.7-1. The Election Board shall post a notice in the prominent locations, stating the location of
 293 the polling places and the time the polls will be open. This notice shall also be posted in an easily
 294 visible position, close to the entrance of the Nation's businesses/facilities.

295 102.7-2. Polling information shall be posted no less than ten (10) calendar days prior to the
 296 election, and shall remain posted until the poll closes on the day of the election.

297 102.7-3. Except for a Special Election, notice for the election shall be mailed to all Nation
 298 members, stating the time and place of the election and a sample of the ballot, no less than ten (10)
 299 calendar days prior to the election, through a mass mailing. The Trust Enrollment Department
 300 shall be notified, by the Election Board Chairperson, no less than twenty (20) calendar days prior
 301 to the requested mailing.

302 102.7-4. Notice of the election shall be placed in the Nation's newspaper.
 303

102.8. Registration of Voters*Section A. Requirements*

304
 305
 306 102.8-1. *Registration of Voters.* All enrolled members of the Nation, who are eighteen (18) years

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307 of age or over, are qualified voters of such election(s) as defined in Article III, Section 2 of the
308 Oneida Nation Constitution.

309

310 *Section B. Identification of Voters*

311 102.8-2. All voters must present one of the following picture identifications in order to be able to
312 vote:

313 (a) Oneida Nation I.D.

314 (b) Drivers License.

315 (c) Other I.D. with name and photo.

316

317 *Section C. Registration Procedures*

318 102.8-3. Voters shall physically register, on the day of the election, at the polls.

319 102.8-4. Trust Enrollment Department personnel shall be responsible for verifying enrollment
320 with the Nation. Conduct of Trust Enrollment Department personnel is governed by the Election
321 Officials during the voting period.

322 102.8-5. Every person who intends to vote must sign his/her name on an official Voter Registration
323 Form containing the voter's following information:

324 (a) name and maiden name (if any);

325 (b) current address;

326 (c) date of birth; and

327 (d) enrollment number.

328

329 *Section D. Qualification/Verification of Voter Eligibility*

330 102.8-6. Should a question or dispute arise as to the eligibility of a voter being qualified to vote,
331 the Judges of the Election Officials appointed by the Election Board Chairperson shall meet with
332 the Trust Enrollment Department personnel who are registering voters, to decide the voting
333 member's eligibility currently being questioned and shall make such decisions from the facts
334 available, whether the applicant is, in fact, qualified/verifiable under the Oneida Nation
335 Constitution, Article III Section 2, to vote in the Nation's elections.

336 102.8-7. Any voter denied eligibility shall be allowed to vote, provided that the ballot shall be
337 placed in an envelope, initialed by two (2) Election Officials, sealed and numbered. The name of
338 the voter shall be written next to a numbered list which corresponds to the numbered and sealed
339 envelope. The voter shall be required to mail a written appeal to the Election Board at P.O. Box
340 413, Oneida, Wisconsin, 54155, postmarked within two (2) business days of the election if they
341 desire to challenge the decision made by the Election Officials. The Election Board shall make a
342 final decision, within five (5) business days of receiving the appeal and shall report this decision
343 in the final report sent to the Oneida Business Committee.

344

345 **102.9. Election Process**

346 *Section A. Polling Places and Times*

347 102.9-1. In accordance with Article III, Section 5 of the Oneida Nation Constitution, elections
348 shall be held in the month of July on a date set by the General Tribal Council. The General Tribal
349 Council shall set the election date at the January annual meeting, or at the first GTC meeting held
350 during a given year. Special Elections shall be set in accordance with 102.12-6.

351 102.9-2. Elections shall be held in an Oneida Nation facility(s) as determined by the Election

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352 Board.

353 102.9-3. Voting for elections shall begin at 7:00 a.m. and shall end at 7:00 p.m. All voters in line
354 to vote at 7:00 p.m. shall be allowed to vote.

355 (a) If a ballot counting machine is used, the ballot counting machine shall be prepared
356 prior to 7:00 a.m. on the day of the election. The Judges shall open the polls only after four

357 (4) members of the Nation verify, through signature on the tape, the ballot box is empty
358 and the ballot counting machine printer tape has a zero (0) total count.

359 102.9-4. At least one (1) Oneida Police Officer shall be present during the time the polls are open,
360 and until the counting of ballots is completed, and tentative results posted.

361 102.9-5. The Election Board shall provide a voting area sufficiently isolated for each voter such
362 that there is an area with at least two sides and a back enclosure.

363 102.9-6. No campaigning of any type shall be conducted within two hundred eighty (280) feet of
364 the voting area, excluding private property.

365 102.9-7. No one causing a disturbance shall be allowed in the voting area.

366 102.9-8. Election Board members may restrict the voting area to qualified voters only. This
367 restriction is in the interest of maintaining security of the ballots and voting process.

368

369 *Section B. Ballot Box*

370 102.9-9. All ballots being votes, shall be placed in a receptacle clearly marked "Ballot Box" and
371 shall be locked until counting at the close of polls. Provided that, with electronic ballot counting,
372 the ballots may be placed within the ballot counting machine as they are received.

373

374 *Section C. Spoiled Ballots*

375 102.9-10. If a voter spoils his/her ballot, he/she shall be given a new ballot.

376 102.9-11. The spoiled ballot shall be marked "VOID" and initialed by two (2) Election Officials
377 and placed in an envelope marked as "Spoiled Ballots."

378 102.9-12. The Spoiled Ballot envelopes shall be retained and secured for no less than fifteen (15)
379 calendar days following finalization of any challenge of the election, at the Records Management
380 Department.

381

382 *Section D. Rejected Ballots*

383 102.9-13. Rejected Ballots are to be placed in a specially marked container and sealed.

384 (a) Computer rejected ballots shall be reviewed by the Election Officials to verify the
385 authenticity of the ballot. Ballots rejected because of mutilation shall be added to the final
386 computer total, provided that, a new ballot was not received as set out in sections 102.9-10
387 through 102.9-12.

388 (b) Ballots rejected, either during the computer process or during a manual counting, shall
389 be reviewed by the Election Officials to verify that they are authentic. If the Election
390 Officials determine that the ballot is not an official ballot, or that it is an illegal ballot, the
391 ballot shall be designated 'void,' and placed in a sealed container marked "Void Ballots."

392

393 **102.10. Tabulating and Securing Ballots**

394 *Section A. Machine Counted Ballots*

395 102.10-1. When ballots are counted by machine, at the close of polls the Judges shall generate
396 from the ballot counting machine copies of the election totals from the votes cast.

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§97 102.10-2. At least ~~six (6)~~three (3) Election Board members shall sign the election totals, which
398 shall include the tape signed by the members of the Nation before the polls were opened per section
399 102.9-3(a).

400
401 *Section B. Manually Counted Ballots*
402 102.10-3. When ballots are manually counted, at the close of polls the Judges shall unlock the
403 ballot box and remove the ballots.

404 102.10-4. If the ballots need to be counted at a location other than the polling site, the ballots shall
405 be secured in a sealed container for transportation to the ballot counting location. The sealed
406 ballots shall be transported by an Oneida Police Officer with at least three (3) of the Election
407 Officials for counting/tallying of ballots.

408 102.10-5. The sealed ballots shall be opened at the time of counting by the Election Officials and
409 witnessed/monitored by an Oneida Police Officer.

410 102.10-6. Ballots must be counted by two different Election Officials until two final tallies are
411 equal in back to back counting. Final tallies shall be verified by the Election Judges.

412
413 *Section C. Securing Ballots*

414 102.10-7. The Judges shall place together all ballots counted and secure them together so that they
415 cannot be untied or tampered with without breaking the seal. The secured ballots, and the election
416 totals with the signed tape, if applicable, shall then be secured by the Judges in a sealed container
417 in such a manner that the container cannot be opened without breaking the seals or locks, or
418 destroying the container. The Oneida Police Officer shall then deliver, on the day of the election,
419 the sealed container to the Records Management Department for retaining.

420
421 **102.11. Election Outcome and Ties**

422 *Section A. Election Results Announcement*
423 102.11-1. The tentative results of an election shall be announced and posted by the Election Board
424 within twenty-four (24) hours after the closing of the polls. Notices of election results shall contain
425 the following statement:

426 *"The election results posted here are tentative results. Final election results are forwarded*
427 *by the Oneida Election Board to the Oneida Business Committee via a Final Report after*
428 *time has lapsed for recount requests, or challenges or after all recounts or challenges*
429 *have been completed, whichever is longer"*

430 102.11-2. The Election Board shall post, in the prominent locations, and publish in the Nation's
431 newspaper, the tentative results of an election.

432
433 *Section B. Tie*

434 102.11-3. In the event of a tie for any office, and where the breaking of a tie is necessary to
435 determine the outcome of an election, the Election Board shall conduct an automatic recount of
436 the votes for each candidate receiving the same number of votes. Any recount conducted shall be
437 the only recount allowed for the tied candidates.

438 102.11-4. For Business Committee positions, a run-off election between the candidates with the
439 same number of votes shall be held if there remains a tie after the recount. Said run-off election
440 shall be held within twenty one (21) calendar days after the recount. For all other positions, if
441 there remains a tie after the recount, the Election Board shall decide the winner of the tied positions

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442 at least two (2) business days after, but no more than five (5) business days after the recount
443 through a lot drawing, which shall be open to the public.

444 (a) The Election Board shall notify each of the tied candidates and the public of the date,
445 time, and place of the drawing at least one (1) business day before the drawing. Notice to
446 the tied candidates shall be in writing. Notice to the public shall be posted by the Election
447 Board in the prominent locations.

448 (b) On the date and at the time and place the drawing was noticed, the Election Board
449 Chairperson shall clearly write the name of each tied candidate on separate pieces of paper
450 in front of any witnesses present. The pieces of paper shall be the same, or approximately
451 the same, color, size, and type. The papers shall be folded in half and placed in a container
452 selected by the Election Board Chairperson.

453 (c) The Election Board Chairperson shall designate an uninterested party to draw a name
454 from the container. The candidate whose name is drawn from the container first shall be
455 declared the winner. An Election Board member other than the Chairperson shall remove
456 the remaining pieces of paper from the container and show them to the witnesses present.

457

458 *Section C. Recount Procedures*

459 102.11-5. A candidate may request the Election Board to complete a recount, provided the margin
460 between the requesting candidate's vote total and vote total for the unofficial winner was within
461 two percent (2%) of the total votes for the office being sought or twenty (20) votes, whichever is
462 greater. A candidate requests a recount by hand delivering a written request to the office of the
463 Nation's Secretary, or noticed designated agent, within five (5) business days after the election.
464 Requests shall be limited to one (1) request per candidate. The Nation's Secretary shall contact
465 the Election Board Chairperson by the next business day after the request for recounts.

466 102.11-6. The Election Board shall respond by the close of business on the fifth (5th) day after the
467 request regarding the results of the recount. Provided that, no recount request need be honored
468 where there have been two (2) recounts completed as a result of a request either as a recount of the
469 whole election results, or of that sub-section.

470 102.11-7. All recounts shall be conducted manually with, if possible, the original Election
471 Officials and Oneida Police Officer present, regardless of the original type of counting process.
472 Manual recounts may, at the discretion of the Election Officials, be of the total election results, or
473 of the challenged sub-section of the election results.

474 102.11-8. The Oneida Police Officer shall be responsible for picking up the locked, sealed
475 container with the ballots from the Records Management Department and transporting it to the
476 ballot recounting location.

477 102.11-9. A recount shall be conducted by a quorum of the Election Board, including at least three
478 (3) of the original Election Officials. The locked, sealed ballots shall be opened by the Election
479 Board Chairperson and an Oneida Police Officer shall witness the recount.

480 102.11-10. Recounting of ballots may be performed manually or by computer. All ballots shall be
481 counted until two (2) final tallies are equal in back to back counting and the total count of ballots
482 reconciles with the total count from the ballot counting machine. Sub-sections of candidates may
483 be recounted in lieu of a full recount.

484 (a) Manually counted ballots shall be recounted by the Election Board. Ballots shall be
485 counted twice by different persons and certified by the Judges.

486 (b) Computer counted ballots shall be recounted twice and certified by the Judges. Prior

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487 to using an electronic ballot counting device, it shall be certified as correct either by the
488 maker, lessor of the machine, or Election Board.
489

490 *Section D. Challenges and Declaration of Results*

491 102.11-11. *Challenges.* Any qualified voter may challenge the results of an election by filing a
492 complaint with the Judiciary within ten (10) calendar days after the election. The Judiciary shall
493 hear and decide a challenge to any election within two (2) business days after the challenge is filed.
494 Any appeal to the appellate body of the Judiciary shall be filed within one (1) business day after
495 the issuance of the lower body's decision and decided within two (2) business days after the appeal
496 is filed.

497 (a) The person challenging the election results shall prove by clear and convincing
498 evidence that the Election Law was violated or an unfair election was conducted, and that
499 the outcome of the election would have been different but for the violation.

500 (b) If the Judiciary invalidates the election results, a Special Election shall be ordered by
501 the Judiciary for the office(s) affected to be held on a date set by the Judiciary for as soon
502 as the Election Law allows for a Special Election.

503 102.11-12. *The Final Report.* The Election Board shall forward a Final Report to the Nation's
504 Secretary after time has lapsed for recount requests, or challenges or after all recounts or challenges
505 have been completed, whichever is longer. The Final Report shall consist of the following
506 information:

507 (a) Total number of persons voting.

508 (b) Total votes cast for each candidate by subsection of the ballot.

509 (c) List of any ties and final results of those ties, including the method of resolution.

510 (d) List of candidates elected and position elected to.

511 (e) Number of spoiled ballots.

512 (f) Cost of the election, including the compensation paid to each Election Board member.

513 102.11-13. *Declaration of Results.* The Business Committee shall declare the official results of
514 the election and send notices regarding when the swearing in of newly elected officials shall take
515 place within ten (10) business days after receipt of the Final Report.

516 102.11-14. Candidates elected to the Business Committee shall resign from any salaried position
517 effective prior to taking a Business Committee oath of office

518 102.11-15. Except in the event of an emergency, as determined by the Business Committee,
519 newly elected officials shall be sworn into office no later than thirty (30) calendar days after the
520 official results of an election are declared by the Business Committee.

521 (a) If a newly elected official is not sworn in within thirty (30) calendar days, the seat shall
522 be considered vacant and the Election Board shall declare the next highest vote recipient
523 the winner. This procedure shall be repeated as necessary until a winner is declared.

524 (b) If all vote recipients decline or are otherwise unable to be declared the winner, then a
525 Special Election shall be held.

526 102.11-16. The Election Board shall send notice to the Records Management Department to
527 destroy the ballots thirty (30) calendar days after the election or after the final declaration of official
528 election results occurs, whichever is longer.
529

530 **102.12. Elections**

531 *Section A. Primary Elections; Business Committee*

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532 102.12-1. When a primary is required under 102.12-2, it shall be held on a Saturday at least sixty
533 (60) calendar days prior to the election.

534 102.12-2. There shall be a primary election for Business Committee positions whenever there are
535 three (3) or more candidates for any officer positions or sixteen (16) or more candidates for the at-
536 large council member positions.

537 (a) The two (2) candidates receiving the highest number of votes cast for each officer
538 position shall be placed on the ballot.

539 (b) The fifteen (15) candidates receiving the highest number of votes cast for the at-large
540 council member positions shall be placed on the ballot.

541 (c) Any position where a tie exists to determine the candidates to be placed on the ballot
542 shall include all candidates where the tie exists.

543 102.12-3. The Election Board shall cancel the primary election if the Business Committee
544 positions did not draw the requisite number of candidates for a primary by the petitioning deadline
545 set for the primary.

546 102.12-4. In the event a candidate withdraws or is unable to run for office after being declared a
547 winner in the primary, the Election Board shall declare the next highest primary vote recipient the
548 primary winner. This procedure shall be repeated as necessary until the ballot is full or until there
549 are no available candidates. If the ballot has already been printed, the procedures for notifying the
550 Oneida public in section 102.5-11 and 102.5-12 shall be followed, including the requirement to
551 print a notice in the Nation's newspaper if time lines allow.

552

553 *Section B. Special Elections*

554 102.12-5. Matters subject to a Special Election, i.e., referendum, vacancies, petitions, etc., as
555 defined in this law, may be placed on the same ballot as the subject matter of an election.

556 102.12-6. Dates of all Special Elections shall be set, as provided for in this law, by the Business
557 Committee as recommended by the Election Board or as ordered by the Judiciary in connection
558 with an election challenge.

559 102.12-7. Notice of said Special Election shall be posted by the Election Board in the prominent
560 locations, and placed in the Nation's newspaper not less than ten (10) calendar days prior to the
561 Special Election.

562 102.12-8. In the event of an emergency, the Election Board may reschedule the election, provided
563 that no less than twenty-four (24) hours notice of the rescheduled election date is given to the
564 voters, by posting notices in the prominent locations.

565

566 *Section C. Referendums*

567 102.12-9. Registered voters may indicate opinions on any development, law or resolution,
568 proposed, enacted, or directed by the Business Committee, or General Tribal Council, in a special
569 referendum election.

570 (a) Referendum elections in which a majority of the qualified voters who cast votes shall
571 be binding on the Business Committee to present the issue for action/decision at General
572 Tribal Council.

573 (b) Referendum requests may appear on the next called for election.

574 (c) Referendum questions are to be presented to the Nation's Secretary, in writing, at the
575 caucus prior to election, regarding issues directly affecting the Nation or general
576 membership.

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577

578 *Section D. Initiation of Special Elections*579 102.12-10. Special Elections may be initiated by a request or directive of the General Tribal
580 Council or the Oneida Business Committee.581 102.12-11. Special Election may be requested by a member of the Nation to the Business
582 Committee or General Tribal Council.583 102.12-12. All Special Elections shall follow rules established for all other elections. This includes
584 positions for all Boards, Committees and Commissions.

585

586 **102.13. Oneida Nation Constitution and By-law Amendments**587 102.13-1. Pursuant to Article VI of the Oneida Nation Constitution, amendments to the Oneida
588 Nation Constitution and By-laws may be initiated by the Oneida Business Committee or a petition
589 of qualified voters. The requirements for the Oneida Business Committee's initiation of
590 Constitutional amendments are as provided in the Constitution and as further detailed in the
591 supporting standard operating procedures which the Oneida Business Committee shall adopt.
592 Qualified voters may petition to amend the Oneida Nation Constitution and By-laws by submitting
593 a petition to the Office of the Nation's Secretary which includes the full text of the proposed
594 amendments and signatures that are equal in number to at least ten percent (10%) of all members
595 qualified to vote.

596 (a) Qualified voters may request a petition form from the Office of the Nation's Secretary.

597 (b) When a petition form is requested, the Nation's Secretary, or his or her designee, shall
598 direct the Trust Enrollment Department to calculate the number of signatures currently
599 required for a petition submittal, which shall be ten percent (10%) of all members qualified
600 to vote on the date the petition form is requested from the Office of the Nation's Secretary.
601 When the Nation's Secretary receives the calculation from the Trust Enrollment
602 Department, the Nation's Secretary shall provide the requester with the petition form and
603 the number of signatures that are currently required.604 (c) Such petitions shall be circulated with all supporting materials and submitted a
605 minimum of ninety (90) days prior to the election at which the proposed amendment is to
606 be voted upon. If a petition includes supporting materials in addition to the petition form,
607 each qualified voter signing the petition shall also acknowledge that the supporting
608 materials were available for review at the time he or she signed the petition by initialing
609 where required on the petition form.610 (d) The Nation's Secretary shall forward submitted petitions to the Trust Enrollment
611 Department for verification of signatures and to the Election Board to provide notice that
612 the petition may need to be placed on an upcoming ballot.613 (e) If the petition is verified by the Trust Enrollment Department to contain signatures from
614 at least ten percent (10%) of all qualified voters, the Election Board shall make an official
615 announcement of the proposed amendments to the Oneida Nation Constitution at least sixty
616 (60) days prior to the election at which the proposed amendments are to be voted on.617 102.13-2. The Election Board shall place any proposed amendments to the Oneida Nation
618 Constitution that meet the requirements contained in 102.13-1 on the ballot at the next general
619 election. Provided that, the Oneida Business Committee or General Tribal Council may order a
620 special election be held to consider the proposed amendments. In such circumstances, the Election
621 Board shall place any proposed amendments to the Oneida Nation Constitution on the ballot at the

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622 next special election.

623 102.13-3. The Election Board shall publish any proposed amendments by publishing a sample
 624 ballot no less than ten (10) calendar days prior to the election, through a mass mailing. The Trust
 625 Enrollment Department shall be notified, by the Election Board Chairperson, no less than twenty
 626 (20) calendar days prior to the requested mailing. Copies of such publications shall be prominently
 627 posted in each polling place and at administrative offices of the Nation and shall also be published
 628 in official Oneida media outlets, which the Oneida Business Committee shall identify by
 629 resolution. For the purposes of this section, Oneida administrative offices means the location
 630 where the Oneida Business Committee conducts business.

631 102.13-4. The Election Board shall ensure that the ballot contains a statement of the purpose of
 632 the proposed amendments prepared by the Oneida Law Office. The Oneida Law Office shall
 633 ensure that the statement of purpose is one hundred (100) words or less exclusive of caption, is a
 634 true and impartial statement and is written in such a manner that does not create prejudice for or
 635 against the proposed amendment.

636 102.13-5. Pursuant to Article VI, Section 3 of the Oneida Nation Constitution, proposed
 637 amendments that are approved by sixty-five percent (65%) of the qualified voters that vote on that
 638 amendment shall become part of the Constitution and By-laws, and shall abrogate or amend
 639 existing provisions of the Constitution and By-laws at the end of thirty (30) days after submission
 640 of the final election report.

641 102.13-6. If two (2) or more amendments approved by the voters at the same election conflict, the
 642 amendment receiving the highest affirmation vote prevails.

643
 644 *End.*

~~645~~

647 Adopted - June 19, 1993

648 Amended - June 28, 1995 (Adopted by BC on Behalf of GTC, Completion of Agenda)

649 Presented for Adoption of 1997 Revisions - GTC-7-6-98-A

650 Amended- October 11, 2008 (General Tribal Council Meeting)

651 Amended-GTC-01-04-10-A

652 Amended – BC-02-25-15-C

653 Amended – GTC-04-23-17-A

654 Emergency Amended – BC-03-17-20-B

655 Emergency Amended – BC-05-13-20-H

656 Emergency Amended – BC-06-24-20-B (Expired at Conclusion of 2020 General Election)

657 Emergency Amended – BC-04-28-21-B (Expired)

658 Emergency Amended – BC- - - -

Title 1. Government and Finances - Chapter 102

ELECTION

Onayote'a'ká· Tho Ni· Yót Tsi? Ayethiyataláko Tsi? Kayanl'khsla

People of the Standing Stone how it is we will appoint them the kind of laws we have

102.1. Purpose and Policy	102.8. Registration of Voters
102.2. Adoption, Amendment, Repeal	102.9. Election Process
102.3. Definitions	102.10. Tabulating and Securing Ballots
102.4. Election Board	102.11. Election Outcome and Ties
102.5. Candidate Eligibility	102.12. Elections
102.6. Selection of Candidates	102.13. Oneida Nation Constitution and By-law Amendments
102.7. Notice of Polling Places	

1 **102.1. Purpose and Policy**

2 102.1-1. It is the policy of the Nation that this law shall govern the procedures for the conduct of
3 orderly elections of the Nation, including pre-election activities such as caucuses and nominations.
4 Because of the desire for orderly and easily understood elections, there has not been an allowance
5 made for write-in candidates on ballots.

6 102.1-2. This law defines the duties and responsibilities of the Election Board members and other
7 persons employed by the Oneida Nation in the conduct of elections. It is intended to govern all
8 procedures used in the election process.
9

10 **102.2. Adoption, Amendment, Repeal**

11 102.2-1. This law was adopted by the Oneida General Tribal Council by resolution GTC 07-06-
12 98-A, amended by resolutions GTC-01-04-10-A, BC-02-25-15-C and GTC-04-23-17-A, and
13 emergency amended by resolution BC-__-__-__-__.

14 102.2-2. This law may be amended or repealed by the Oneida General Tribal Council pursuant to
15 the procedures set out in the Legislative Procedures Act. Actions of the Election Board regarding
16 amendments to this law and policies adopted regarding implementation of this law are to be
17 presented to the Business Committee who shall then adopt or forward action(s) to the General
18 Tribal Council for adoption.

19 102.2-3. Should a provision of this law or the application thereof to any person or circumstances
20 be held as invalid, such invalidity shall not affect other provisions of this law which are considered
21 to have legal force without the invalid portions.

22 102.2-4. In the event of a conflict between a provision of this law and a provision of another law,
23 the provisions of this law shall control.

24 102.2-5. This law is adopted under authority of the Constitution of the Oneida Nation.
25

26 **102.3. Definitions**

27 102.3-1. This section shall govern the definitions of words and phrases used within this law. All
28 words not defined herein shall be used in their ordinary and everyday sense.

29 102.3-2. "Alternate" shall mean an individual appointed by the Business Committee to serve on
30 the Election Board during an election and until election results have been certified.

31 102.3-3. "Applicant" shall mean a potential candidate who has not yet been officially approved for
32 acceptance on a ballot.

33 102.3-4. "Business day" shall mean Monday through Friday, 8:00 a.m. – 4:30 p.m., excluding
34 holidays of the Nation.

35 102.3-5. "Campaigning" shall mean all efforts designed to influence members of the Nation to
36 support or reject a particular candidate of the Nation including, without limitation, advertising,
37 rallying, public speaking, or other communications with members of the Nation.

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38 102.3-6. "Candidate" shall mean a petitioner or nominee for an elected position whose name is
39 placed on the ballot by the Election Board after successful application.

40 102.3-7. "Clerk" shall mean the election official who identifies proper registration for the purpose
41 of determining voter eligibility.

42 102.3-8. "Close of business" shall mean 4:30 p.m. Monday through Friday.

43 102.3-9. "Conflict of Interest" shall mean any interest, whether it be personal, financial, political
44 or otherwise, in which a Nation elected official, employee, consultant, appointed or elected,
45 member of any board, committee or commission, or their immediate relatives, friends or
46 associates, or any other person with whom they have contact, that conflicts with any right of the
47 Nation to property, information, or any other right to own and operate its enterprises, free from
48 undisclosed competition or other violation of such rights of the Oneida Nation, or as defined in
49 any law or policy of the Nation.

50 102.3-10. "Election" shall mean every primary and election.

51 102.3-11. "General election" shall mean the election held every three (3) years in July to elect the
52 Chairperson, Vice-Chairperson, Secretary, Treasurer, and the five Council Members of the
53 Business Committee and may include contests for elected boards, committees and commissions
54 positions.

55 102.3-12. "Judge" shall mean the election official who informs and advises the Chairperson of
56 discrepancies, complaints and controversy regarding voter eligibility.

57 102.3-13. "Judiciary" means the judicial system that was established by Oneida General Tribal
58 Council resolution GTC-01-07-13-B to administer the judicial authorities and responsibilities of
59 the Nation.

60 102.3-14. "Lot drawing" shall mean the equal chance method used to select a candidate as the
61 winner of an elected position, in the case of a tie between two (2) or more candidates.

62 102.3-15. "Nation" means the Oneida Nation.

63 102.3-16. "Nation's newspaper" shall mean the Kalihwisaks, or any other newspaper operated by
64 the Nation for the benefit of transmitting news to members of the Nation, which is designated by
65 the Election Board as a source for election related news.

66 102.3-17. "Oneida Police Officer" shall mean an enrolled member of the Oneida Nation who is a
67 police officer on any police force.

68 102.3-18. "Private property" shall mean any lot of land not owned by the Nation, a residential
69 dwelling or a privately owned business within the boundaries of the Reservation.

70 102.3-19. "Prominent locations" shall mean the polling places, main doors of the Norbert Hill
71 Center, main doors of the Oneida Community Library, Tsyunhehkwa Retail Store, the Oneida
72 Community Health Center, the SEOTS building and all One-Stop locations.

73 102.3-20. "Qualified voter" shall mean an enrolled member of the Nation who is eighteen (18)
74 years of age or older.

75 102.3-21. "Rejected Ballots" shall mean those ballots which are rejected by the vote tabulating
76 machine.

77 102.3-22. "Spoiled Ballot" shall mean a ballot which contains a voter error or is otherwise marred
78 and is not tabulated.

79 102.3-23. "Teller" shall mean the election official in charge of collecting and storing of all ballots.

80

81

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102.4. Election Board*Section A. Establishment, Composition and Election*

102.4-1. An Election Board is hereby created for the purpose of carrying out the provisions of this law and Article III, Sections 2 and 3 of the Oneida Nation Constitution.

102.4-2. The Election Board shall consist of nine (9) elected members. All members shall be elected to terms of three (3) years, not to exceed two (2) consecutive terms.

102.4-3. *Recusal.* An Election Board member shall recuse himself/herself from participating as an Election Board member in any pre-election, election day, or post-election activities while he or she is a petitioner, applicant or candidate in any election or there is otherwise a conflict of interest.

102.4-4. *Removal.* Removal of members shall be pursuant to the Oneida Removal Law. A member who is removed from the Election Board shall be ineligible to serve on the Board for three (3) years from the time he or she is removed from the Election Board.

102.4-5. *Vacancies.* Any vacancy in an unexpired term shall be filled by appointment by the Business Committee for the balance of the unexpired term. The filling of a vacancy may be timed to correspond with the pre-election activities and the needs of the Election Board.

102.4-6. The Election Board shall identify tellers, judges and clerks in advance of an election.

102.4-7 The Business Committee may appoint or reappoint a sufficient number of alternates to the Election Board, as recommended by the Election Board, to assist with election day and pre-election activities.

102.4-8. The Election Board shall choose a Chairperson from amongst themselves as set out in the By-laws of the Election Board, to preside over the meetings. This selection shall be carried out at the first meeting of the Election Board following an election. The Chairperson shall then ask the Election Board to select a Vice-Chairperson and Secretary.

Section B. Duties of the Election Board

102.4-9. The Election Board shall have the following duties, along with other responsibilities listed throughout this law.

- (a) The Election Board shall be in charge of all registration and election procedures; and
- (b) Upon completion of an election, the Election Board shall make a final report on the election results as set out in this law.

Section C. Specific Duties of Officers and Election Board Members

102.4-10. Specific duties of the Chairperson and other Election Board members, in addition to being present at all Election Board meetings and assisting the handicapped through the voting process, are as set out herein:

(a) Chairperson: Shall preside over meetings of the Election Board; shall select the hearing body for applicants found to be ineligible in accordance with 102.5-6 in the event of an appeal; shall oversee the conduct of the election; shall dismiss the alternates and Trust Enrollment Department personnel when their election day duties are complete; and shall post and report election results.

(b) Vice-Chairperson: Shall preside over all meetings in the absence of the Chairperson.

(c) Secretary: Shall keep a record of the meetings and make them available to the Nation's Secretary, other Election Board members and the public as required in the Open Records and Open Meetings Law.

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126 (d) Clerks: Shall implement the requirements of identifying and registering all voters and
127 determining voter eligibility. Clerks shall work in conjunction with the Trust Enrollment
128 Department personnel in the registration process, and assist the Chairperson as directed in
129 conducting the election. Clerks cannot be currently employed by the Trust Enrollment
130 Department.

131 (e) Tellers: Shall collect and keep safe all ballots, until the election is complete, as
132 determined by this law. Shall assist the Chairperson in conducting the election.

133 (f) Judges: Shall inform and advise the Chairperson of all aspects of the election conducted
134 under this law. In case of disputes among Election Board members, or between members
135 of the Nation and Election Board members, or any controversy regarding voter eligibility,
136 the Judge(s) shall assist the Chairperson in making a determination. The Judge(s) shall
137 also ensure that all ballots of voters whose eligibility may be in question, remain
138 confidential.

139

140 *Section D. Compensation Rates*

141 102.4-11. Election Board members are to be compensated at an hourly rate when conducting
142 elections as provided for in the Election Board's bylaws as approved by the Business Committee.
143 The Election Board shall have a budget, approved through the Nation's budgeting process.

144 102.4-12. The Trust Enrollment Department personnel and Oneida Police Officer(s) shall be
145 compensated at their regular rate of pay out of their respective budgets.

146

147 **102.5. Candidate Eligibility**148 *Section A. Requirements*

149 102.5-1. In addition to any specific requirements and/or exceptions set out in duly adopted by-
150 laws or other documents, all applicants shall meet the minimum requirements set out in this section
151 in order to become a candidate.

152 102.5-2. Minimum Requirements. In order to be eligible to be a candidate, applicants shall:

153 (a) be an enrolled member of the Nation, as verified by membership rolls of the Nation.

154 (b) be a qualified voter on the day of the election.

155 (c) provide proof of physical residency as required for the position for which they have
156 been nominated or for which they have petitioned. Proof of residency may be through one

157 (1) or more of the following:

158 (1) a valid Wisconsin driver's license;

159 (2) a bill or pay check stub showing name and physical address of the candidate
160 from the prior or current month;

161 (3) another form of proof that identifies the candidate and that the candidate has
162 physically resided at the address and identifies that address as the primary
163 residence.

164 102.5-3. No applicant may have a conflict of interest with the position for which they are being
165 considered, provided that any conflict of interest which may be eliminated within thirty (30)
166 calendar days of being elected shall not be considered as a bar to nomination or election.

167 102.5-4. Applications and petitions where the applicant was not nominated during caucus shall be
168 filed by presenting the information to the Nation's Secretary, or designated agent, during normal
169 business hours, 8:00 to 4:30 Monday through Friday, within five (5) business days after the caucus.

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170 No mailed, internal Nation mail delivery, faxed or other delivery method shall be accepted.

171 102.5-5. The names of the candidates and the positions sought shall be a public record and made
172 available to the public upon the determination of eligibility by the Election Board or the Board's
173 designated agent.

174

175 *Section B. Eligibility Review*

176 102.5-6. Applicants found to be ineligible shall have two (2) business days to request an appeal.
177 At least four (4) Election Board members shall constitute a hearing body. The Chairperson shall
178 select the hearing body. The hearing shall be held within two (2) business days of receipt of the
179 appeal. The applicant shall be notified by phone of time and place of the hearing. The decision
180 of the hearing body shall be sent via certified mail or hand delivery within two (2) business days
181 of the hearing. Any appeal from a decision of the Election Board hearing body shall be to the
182 Judiciary on an accelerated schedule.

183 102.5-7. The Election Board shall be responsible for reviewing the qualifications of applicants to
184 verify eligibility. Any applicant found to be ineligible for a nominated or petitioned for position
185 shall be notified by certified mail return receipt requested. The notice shall provide the following
186 information:

187 (a) Position for which they were considered

188 (b) Qualification of the position and citation of the source. (Copies of source may be
189 attached.)

190 (c) A brief summary explaining why the applicant was found to be ineligible.

191 (d) That the applicant has two (2) business days from notification to make an appeal.
192 Appeals must be filed at the location designated on the notice by hand delivery. The
193 location designated shall be on the Reservation. No mailed, internal Nation mail, faxed or
194 other delivery method will be accepted.

195

196 *Section C. Campaign Financing*

197 102.5-8. Contributions:

198 (a) Solicitation of Contributions by Candidates.

199 (1) Candidates shall only accept contributions from individuals who are members
200 of the Nation or individuals related by blood or marriage to the candidate.
201 Candidates may not accept contributions from any business, whether sole
202 proprietorship, partnership, corporation, or other business entity.

203 (2) Candidates shall not solicit or accept contributions in any office or
204 business/facility of the Nation.

205 (b) Fines. Violation of the contribution restrictions shall result in a fine imposed by the
206 Election Board in an amount specified in a resolution adopted by the Business Committee.

207 102.5-9. Campaign Signs and Campaigning:

208 (a) Placement of campaign signs:

209 (1) Campaign signs shall not be posted or erected on any property of the Nation
210 except for private property with the owner/tenant's permission.

211 (2) No campaign sign shall exceed sixteen (16) square feet in area. A maximum
212 of seven (7) such signs may be placed on a building or on a lot.

213 (3) No campaign sign shall project beyond the property line into the public right

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214 of way.

215 (b) Removal of campaign signs. All campaign signs shall be removed within five (5)
216 business days after an election.

217 (c) Employees of the Nation shall not engage in campaigning for offices of the Nation
218 during work hours. The Nation's employees shall be subject to disciplinary action under
219 the personnel policies and procedures for political campaigning during work hours.

220 (d) Enforcement. The Zoning Administrator shall cause to be removed any campaign
221 signs that are not in compliance with this law, in accordance with the Zoning and Shoreland
222 Protection Law.

223 (e) Fines. Violation of the campaign sign restrictions shall result in a fine imposed by the
224 Election Board in an amount specified in a resolution adopted by the Business Committee.
225

226 *Section D. Candidate Withdrawal*

227 102.5-10 Any candidate may withdraw his or her name from a ballot if submitted in writing by
228 the candidate prior to submission of the ballot for printing to any Election Board member,
229 excluding alternates.

230 102.5-11 After printing of the ballot, any candidate may withdraw his or her name from the
231 election by submitting in writing a statement indicating they are withdrawing from the election
232 prior to the opening of the polls to any Election Board member, excluding alternates. This
233 statement shall be posted alongside any sample ballot printed prior to the election in the newspaper
234 or any posting at the polling places.

235 102.5-12. Candidates withdrawing after opening of the polls shall request, in writing to the
236 Election Board members in charge of the polling place, to be removed from the ballot. The written
237 statement shall be posted next to any posted sample ballot.

238 102.5-13. Candidates withdrawing by any method listed herein shall be denied any position from
239 which they have withdrawn regardless of the number of votes cast for that candidate. A written
240 statement shall be considered the only necessary evidence of withdrawal and acceptance of denial
241 of any position withdrawn from.

242 102.5-14. *Candidate Withdrawal After Winning an Election.*

243 (a) In the event a candidate declines an office after winning an election, the Election Board
244 shall declare the next highest vote recipient the winner. This procedure shall be repeated
245 as necessary until a winner is declared.

246 (b) If all vote recipients decline or are otherwise unable to be declared the winner, then a
247 Special Election shall be held.
248

249 **2.6. Selection of Candidates**

250 *Section A. Setting of Caucus*

251 102.6-1. The Election Board shall be responsible for calling a caucus before any election is held.
252 The caucus for the general election shall be held at least ninety (90) calendar days prior to the
253 election date. Caucuses for other elections shall be held at least forty-five (45) calendar days prior
254 to the election date. In a general election year, caucuses shall be combined so that candidates for
255 the Business Committee and elected boards, committees and commissions are nominated at the
256 same caucus.

257 102.6-2. The procedures for the caucus shall be as follows:

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- 258 (a) Candidates shall be nominated from the floor.
 259 (b) Candidates present at the caucus will accept/decline their nomination at the caucus.
 260 Candidates nominated at the caucus, but not present to accept the nomination, shall be
 261 required to follow the petition process.
 262 (c) Nominations shall consist of the following positions: Chairperson, Vice-Chairperson,
 263 Treasurer, Secretary, Council Member and other elected positions as required by by-laws
 264 or creating documents of a board, committee, or commission.
 265

Section B. Petition

266 102.6-3. Any eligible member of the Nation may petition to be placed on a ballot according to the
 267 following procedures:
 268

- 269 (a) Each petitioner, not nominated at caucus, shall file a petition containing endorsee's
 270 original signatures; photocopies shall not be accepted.
 271 (b) Petitioners shall use an official petition form as designated by this law which may
 272 be obtained in the Office of the Nation's Secretary or from the mailing for that caucus.
 273 (c) The petition form shall consist of each endorsee's:
 274 (1) printed name and address;
 275 (2) date of birth;
 276 (3) Oneida Nation Enrollment Number; and
 277 (4) signature.
 278 (d) Petitioners shall obtain not less than ten (10) signatures of qualified voters as
 279 defined under this law.
 280 (e) Petitions shall be presented to the Nation's Secretary, or designated agent, during
 281 normal business hours, 8:00 to 4:30 Monday through Friday, but no later than prior to
 282 close of business five (5) business days after the caucus. The location to drop-off
 283 petitions shall be identified in the mailing identifying the caucus date.
 284 (f) The Nation's Secretary shall forward all petitions to the Election Board Chairperson
 285 the next business day following the close of petition submissions.
 286 (g) The Election Board shall have the Trust Enrollment Department verify all
 287 signatures contained on the petition.

288 102.6-4. A person who runs for a position on the Oneida Business Committee, or a position on a
 289 judicial court or commission, shall not run for more than one (1) elective office or seat per election.
 290

102.7. Notice of Polling Places

291
 292 102.7-1. The Election Board shall post a notice in the prominent locations, stating the location of
 293 the polling places and the time the polls will be open. This notice shall also be posted in an easily
 294 visible position, close to the entrance of the Nation's businesses/facilities.

295 102.7-2. Polling information shall be posted no less than ten (10) calendar days prior to the
 296 election, and shall remain posted until the poll closes on the day of the election.

297 102.7-3. Except for a Special Election, notice for the election shall be mailed to all Nation
 298 members, stating the time and place of the election and a sample of the ballot, no less than ten (10)
 299 calendar days prior to the election, through a mass mailing. The Trust Enrollment Department
 300 shall be notified, by the Election Board Chairperson, no less than twenty (20) calendar days prior
 301 to the requested mailing.

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302 102.7-4. Notice of the election shall be placed in the Nation's newspaper.

303

304 **102.8. Registration of Voters**

305 *Section A. Requirements*

306 102.8-1. *Registration of Voters.* All enrolled members of the Nation, who are eighteen (18) years
307 of age or over, are qualified voters of such election(s) as defined in Article III, Section 2 of the
308 Oneida Nation Constitution.

309

310 *Section B. Identification of Voters*

311 102.8-2. All voters must present one of the following picture identifications in order to be able to
312 vote:

- 313 (a) Oneida Nation I.D.
- 314 (b) Drivers License.
- 315 (c) Other I.D. with name and photo.

316

317 *Section C. Registration Procedures*

318 102.8-3. Voters shall physically register, on the day of the election, at the polls.

319 102.8-4. Trust Enrollment Department personnel shall be responsible for verifying enrollment
320 with the Nation. Conduct of Trust Enrollment Department personnel is governed by the Election
321 Officials during the voting period.

322 102.8-5. Every person who intends to vote must sign his/her name on an official Voter Registration
323 Form containing the voter's following information:

- 324 (a) name and maiden name (if any);
- 325 (b) current address;
- 326 (c) date of birth; and
- 327 (d) enrollment number.

328

329 *Section D. Qualification/Verification of Voter Eligibility*

330 102.8-6. Should a question or dispute arise as to the eligibility of a voter being qualified to vote,
331 the Judges of the Election Officials appointed by the Election Board Chairperson shall meet with
332 the Trust Enrollment Department personnel who are registering voters, to decide the voting
333 member's eligibility currently being questioned and shall make such decisions from the facts
334 available, whether the applicant is, in fact, qualified/verifiable under the Oneida Nation
335 Constitution, Article III Section 2, to vote in the Nation's elections.

336 102.8-7. Any voter denied eligibility shall be allowed to vote, provided that the ballot shall be
337 placed in an envelope, initialed by two (2) Election Officials, sealed and numbered. The name of
338 the voter shall be written next to a numbered list which corresponds to the numbered and sealed
339 envelope. The voter shall be required to mail a written appeal to the Election Board at P.O. Box
340 413, Oneida, Wisconsin, 54155, postmarked within two (2) business days of the election if they
341 desire to challenge the decision made by the Election Officials. The Election Board shall make a
342 final decision, within five (5) business days of receiving the appeal and shall report this decision
343 in the final report sent to the Oneida Business Committee.

344

345 **102.9. Election Process**

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346 *Section A. Polling Places and Times*

347 102.9-1. In accordance with Article III, Section 5 of the Oneida Nation Constitution, elections
348 shall be held in the month of July on a date set by the General Tribal Council. The General Tribal
349 Council shall set the election date at the January annual meeting, or at the first GTC meeting held
350 during a given year. Special Elections shall be set in accordance with 102.12-6.

351 102.9-2. Elections shall be held in an Oneida Nation facility(s) as determined by the Election
352 Board.

353 102.9-3. Voting for elections shall begin at 7:00 a.m. and shall end at 7:00 p.m. All voters in line
354 to vote at 7:00 p.m. shall be allowed to vote.

355 (a) If a ballot counting machine is used, the ballot counting machine shall be prepared
356 prior to 7:00 a.m. on the day of the election. The Judges shall open the polls only after four

357 (4) members of the Nation verify, through signature on the tape, the ballot box is empty
358 and the ballot counting machine printer tape has a zero (0) total count.

359 102.9-4. At least one (1) Oneida Police Officer shall be present during the time the polls are open,
360 and until the counting of ballots is completed, and tentative results posted.

361 102.9-5. The Election Board shall provide a voting area sufficiently isolated for each voter such
362 that there is an area with at least two sides and a back enclosure.

363 102.9-6. No campaigning of any type shall be conducted within two hundred eighty (280) feet of
364 the voting area, excluding private property.

365 102.9-7. No one causing a disturbance shall be allowed in the voting area.

366 102.9-8. Election Board members may restrict the voting area to qualified voters only. This
367 restriction is in the interest of maintaining security of the ballots and voting process.

368

369 *Section B. Ballot Box*

370 102.9-9. All ballots being votes, shall be placed in a receptacle clearly marked "Ballot Box" and
371 shall be locked until counting at the close of polls. Provided that, with electronic ballot counting,
372 the ballots may be placed within the ballot counting machine as they are received.

373

374 *Section C. Spoiled Ballots*

375 102.9-10. If a voter spoils his/her ballot, he/she shall be given a new ballot.

376 102.9-11. The spoiled ballot shall be marked "VOID" and initialed by two (2) Election Officials
377 and placed in an envelope marked as "Spoiled Ballots."

378 102.9-12. The Spoiled Ballot envelopes shall be retained and secured for no less than fifteen (15)
379 calendar days following finalization of any challenge of the election, at the Records Management
380 Department.

381

382 *Section D. Rejected Ballots*

383 102.9-13. Rejected Ballots are to be placed in a specially marked container and sealed.

384 (a) Computer rejected ballots shall be reviewed by the Election Officials to verify the
385 authenticity of the ballot. Ballots rejected because of mutilation shall be added to the final
386 computer total, provided that, a new ballot was not received as set out in sections 102.9-10
387 through 102.9-12.

388 (b) Ballots rejected, either during the computer process or during a manual counting, shall
389 be reviewed by the Election Officials to verify that they are authentic. If the Election

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390 Officials determine that the ballot is not an official ballot, or that it is an illegal ballot, the
391 ballot shall be designated ‘void,’ and placed in a sealed container marked “Void Ballots.”
392

393 **102.10. Tabulating and Securing Ballots**

394 *Section A. Machine Counted Ballots*

395 102.10-1. When ballots are counted by machine, at the close of polls the Judges shall generate
396 from the ballot counting machine copies of the election totals from the votes cast.

397 102.10-2. At least three (3) Election Board members shall sign the election totals, which shall
398 include the tape signed by the members of the Nation before the polls were opened per section
399 102.9-3(a).
400

401 *Section B. Manually Counted Ballots*

402 102.10-3. When ballots are manually counted, at the close of polls the Judges shall unlock the
403 ballot box and remove the ballots.

404 102.10-4. If the ballots need to be counted at a location other than the polling site, the ballots shall
405 be secured in a sealed container for transportation to the ballot counting location. The sealed
406 ballots shall be transported by an Oneida Police Officer with at least three (3) of the Election
407 Officials for counting/tallying of ballots.

408 102.10-5. The sealed ballots shall be opened at the time of counting by the Election Officials and
409 witnessed/monitored by an Oneida Police Officer.

410 102.10-6. Ballots must be counted by two different Election Officials until two final tallies are
411 equal in back to back counting. Final tallies shall be verified by the Election Judges.
412

413 *Section C. Securing Ballots*

414 102.10-7. The Judges shall place together all ballots counted and secure them together so that they
415 cannot be untied or tampered with without breaking the seal. The secured ballots, and the election
416 totals with the signed tape, if applicable, shall then be secured by the Judges in a sealed container
417 in such a manner that the container cannot be opened without breaking the seals or locks, or
418 destroying the container. The Oneida Police Officer shall then deliver, on the day of the election,
419 the sealed container to the Records Management Department for retaining.
420

421 **102.11. Election Outcome and Ties**

422 *Section A. Election Results Announcement*

423 102.11-1. The tentative results of an election shall be announced and posted by the Election Board
424 within twenty-four (24) hours after the closing of the polls. Notices of election results shall contain
425 the following statement:

426 *"The election results posted here are tentative results. Final election results are forwarded*
427 *by the Oneida Election Board to the Oneida Business Committee via a Final Report after*
428 *time has lapsed for recount requests, or challenges or after all recounts or challenges*
429 *have been completed, whichever is longer"*

430 102.11-2. The Election Board shall post, in the prominent locations, and publish in the Nation’s
431 newspaper, the tentative results of an election.
432

433 *Section B. Tie*

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434 102.11-3. In the event of a tie for any office, and where the breaking of a tie is necessary to
435 determine the outcome of an election, the Election Board shall conduct an automatic recount of
436 the votes for each candidate receiving the same number of votes. Any recount conducted shall be
437 the only recount allowed for the tied candidates.

438 102.11-4. For Business Committee positions, a run-off election between the candidates with the
439 same number of votes shall be held if there remains a tie after the recount. Said run-off election
440 shall be held within twenty one (21) calendar days after the recount. For all other positions, if
441 there remains a tie after the recount, the Election Board shall decide the winner of the tied positions
442 at least two (2) business days after, but no more than five (5) business days after the recount
443 through a lot drawing, which shall be open to the public.

444 (a) The Election Board shall notify each of the tied candidates and the public of the date,
445 time, and place of the drawing at least one (1) business day before the drawing. Notice to
446 the tied candidates shall be in writing. Notice to the public shall be posted by the Election
447 Board in the prominent locations.

448 (b) On the date and at the time and place the drawing was noticed, the Election Board
449 Chairperson shall clearly write the name of each tied candidate on separate pieces of paper
450 in front of any witnesses present. The pieces of paper shall be the same, or approximately
451 the same, color, size, and type. The papers shall be folded in half and placed in a container
452 selected by the Election Board Chairperson.

453 (c) The Election Board Chairperson shall designate an uninterested party to draw a name
454 from the container. The candidate whose name is drawn from the container first shall be
455 declared the winner. An Election Board member other than the Chairperson shall remove
456 the remaining pieces of paper from the container and show them to the witnesses present.

457

458 *Section C. Recount Procedures*

459 102.11-5. A candidate may request the Election Board to complete a recount, provided the margin
460 between the requesting candidate's vote total and vote total for the unofficial winner was within
461 two percent (2%) of the total votes for the office being sought or twenty (20) votes, whichever is
462 greater. A candidate requests a recount by hand delivering a written request to the office of the
463 Nation's Secretary, or noticed designated agent, within five (5) business days after the election.
464 Requests shall be limited to one (1) request per candidate. The Nation's Secretary shall contact
465 the Election Board Chairperson by the next business day after the request for recounts.

466 102.11-6. The Election Board shall respond by the close of business on the fifth (5th) day after the
467 request regarding the results of the recount. Provided that, no recount request need be honored
468 where there have been two (2) recounts completed as a result of a request either as a recount of the
469 whole election results, or of that sub-section.

470 102.11-7. All recounts shall be conducted manually with, if possible, the original Election
471 Officials and Oneida Police Officer present, regardless of the original type of counting process.
472 Manual recounts may, at the discretion of the Election Officials, be of the total election results, or
473 of the challenged sub-section of the election results.

474 102.11-8. The Oneida Police Officer shall be responsible for picking up the locked, sealed
475 container with the ballots from the Records Management Department and transporting it to the
476 ballot recounting location.

477 102.11-9. A recount shall be conducted by a quorum of the Election Board, including at least three

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478 (3) of the original Election Officials. The locked, sealed ballots shall be opened by the Election
479 Board Chairperson and an Oneida Police Officer shall witness the recount.

480 102.11-10. Recounting of ballots may be performed manually or by computer. All ballots shall be
481 counted until two (2) final tallies are equal in back to back counting and the total count of ballots
482 reconciles with the total count from the ballot counting machine. Sub-sections of candidates may
483 be recounted in lieu of a full recount.

484 (a) Manually counted ballots shall be recounted by the Election Board. Ballots shall be
485 counted twice by different persons and certified by the Judges.

486 (b) Computer counted ballots shall be recounted twice and certified by the Judges. Prior
487 to using an electronic ballot counting device, it shall be certified as correct either by the
488 maker, lessor of the machine, or Election Board.

489

490 *Section D. Challenges and Declaration of Results*

491 102.11-11. *Challenges.* Any qualified voter may challenge the results of an election by filing a
492 complaint with the Judiciary within ten (10) calendar days after the election. The Judiciary shall
493 hear and decide a challenge to any election within two (2) business days after the challenge is filed.
494 Any appeal to the appellate body of the Judiciary shall be filed within one (1) business day after
495 the issuance of the lower body's decision and decided within two (2) business days after the appeal
496 is filed.

497 (a) The person challenging the election results shall prove by clear and convincing
498 evidence that the Election Law was violated or an unfair election was conducted, and that
499 the outcome of the election would have been different but for the violation.

500 (b) If the Judiciary invalidates the election results, a Special Election shall be ordered by
501 the Judiciary for the office(s) affected to be held on a date set by the Judiciary for as soon
502 as the Election Law allows for a Special Election.

503 102.11-12. *The Final Report.* The Election Board shall forward a Final Report to the Nation's
504 Secretary after time has lapsed for recount requests, or challenges or after all recounts or challenges
505 have been completed, whichever is longer. The Final Report shall consist of the following
506 information:

507 (a) Total number of persons voting.

508 (b) Total votes cast for each candidate by subsection of the ballot.

509 (c) List of any ties and final results of those ties, including the method of resolution.

510 (d) List of candidates elected and position elected to.

511 (e) Number of spoiled ballots.

512 (f) Cost of the election, including the compensation paid to each Election Board member.

513 102.11-13. *Declaration of Results.* The Business Committee shall declare the official results of
514 the election and send notices regarding when the swearing in of newly elected officials shall take
515 place within ten (10) business days after receipt of the Final Report.

516 102.11-14. Candidates elected to the Business Committee shall resign from any salaried position
517 effective prior to taking a Business Committee oath of office

518 102.11-15. Except in the event of an emergency, as determined by the Business Committee,
519 newly elected officials shall be sworn into office no later than thirty (30) calendar days after the
520 official results of an election are declared by the Business Committee.

521 (a) If a newly elected official is not sworn in within thirty (30) calendar days, the seat shall

Draft 1 for Emergency OBC Consideration (Redline to Current)

2022 07 13

522 be considered vacant and the Election Board shall declare the next highest vote recipient
523 the winner. This procedure shall be repeated as necessary until a winner is declared.

524 (b) If all vote recipients decline or are otherwise unable to be declared the winner, then a
525 Special Election shall be held.

526 102.11-16. The Election Board shall send notice to the Records Management Department to
527 destroy the ballots thirty (30) calendar days after the election or after the final declaration of official
528 election results occurs, whichever is longer.

529

102.12. Elections

531 *Section A. Primary Elections; Business Committee*

532 102.12-1. When a primary is required under 102.12-2, it shall be held on a Saturday at least sixty
533 (60) calendar days prior to the election.

534 102.12-2. There shall be a primary election for Business Committee positions whenever there are
535 three (3) or more candidates for any officer positions or sixteen (16) or more candidates for the at-
536 large council member positions.

537 (a) The two (2) candidates receiving the highest number of votes cast for each officer
538 position shall be placed on the ballot.

539 (b) The fifteen (15) candidates receiving the highest number of votes cast for the at-large
540 council member positions shall be placed on the ballot.

541 (c) Any position where a tie exists to determine the candidates to be placed on the ballot
542 shall include all candidates where the tie exists.

543 102.12-3. The Election Board shall cancel the primary election if the Business Committee
544 positions did not draw the requisite number of candidates for a primary by the petitioning deadline
545 set for the primary.

546 102.12-4. In the event a candidate withdraws or is unable to run for office after being declared a
547 winner in the primary, the Election Board shall declare the next highest primary vote recipient the
548 primary winner. This procedure shall be repeated as necessary until the ballot is full or until there
549 are no available candidates. If the ballot has already been printed, the procedures for notifying the
550 Oneida public in section 102.5-11 and 102.5-12 shall be followed, including the requirement to
551 print a notice in the Nation's newspaper if time lines allow.

552

Section B. Special Elections

554 102.12-5. Matters subject to a Special Election, i.e., referendum, vacancies, petitions, etc., as
555 defined in this law, may be placed on the same ballot as the subject matter of an election.

556 102.12-6. Dates of all Special Elections shall be set, as provided for in this law, by the Business
557 Committee as recommended by the Election Board or as ordered by the Judiciary in connection
558 with an election challenge.

559 102.12-7. Notice of said Special Election shall be posted by the Election Board in the prominent
560 locations, and placed in the Nation's newspaper not less than ten (10) calendar days prior to the
561 Special Election.

562 102.12-8. In the event of an emergency, the Election Board may reschedule the election, provided
563 that no less than twenty-four (24) hours notice of the rescheduled election date is given to the
564 voters, by posting notices in the prominent locations.

565

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566 *Section C. Referendums*

567 102.12-9. Registered voters may indicate opinions on any development, law or resolution,
568 proposed, enacted, or directed by the Business Committee, or General Tribal Council, in a special
569 referendum election.

570 (a) Referendum elections in which a majority of the qualified voters who cast votes shall
571 be binding on the Business Committee to present the issue for action/decision at General
572 Tribal Council.

573 (b) Referendum requests may appear on the next called for election.

574 (c) Referendum questions are to be presented to the Nation's Secretary, in writing, at the
575 caucus prior to election, regarding issues directly affecting the Nation or general
576 membership.

577

578 *Section D. Initiation of Special Elections*

579 102.12-10. Special Elections may be initiated by a request or directive of the General Tribal
580 Council or the Oneida Business Committee.

581 102.12-11. Special Election may be requested by a member of the Nation to the Business
582 Committee or General Tribal Council.

583 102.12-12. All Special Elections shall follow rules established for all other elections. This includes
584 positions for all Boards, Committees and Commissions.

585

586 **102.13. Oneida Nation Constitution and By-law Amendments**

587 102.13-1. Pursuant to Article VI of the Oneida Nation Constitution, amendments to the Oneida
588 Nation Constitution and By-laws may be initiated by the Oneida Business Committee or a petition
589 of qualified voters. The requirements for the Oneida Business Committee's initiation of
590 Constitutional amendments are as provided in the Constitution and as further detailed in the
591 supporting standard operating procedures which the Oneida Business Committee shall adopt.
592 Qualified voters may petition to amend the Oneida Nation Constitution and By-laws by submitting
593 a petition to the Office of the Nation's Secretary which includes the full text of the proposed
594 amendments and signatures that are equal in number to at least ten percent (10%) of all members
595 qualified to vote.

596 (a) Qualified voters may request a petition form from the Office of the Nation's Secretary.

597 (b) When a petition form is requested, the Nation's Secretary, or his or her designee, shall
598 direct the Trust Enrollment Department to calculate the number of signatures currently
599 required for a petition submittal, which shall be ten percent (10%) of all members qualified
600 to vote on the date the petition form is requested from the Office of the Nation's Secretary.
601 When the Nation's Secretary receives the calculation from the Trust Enrollment
602 Department, the Nation's Secretary shall provide the requester with the petition form and
603 the number of signatures that are currently required.

604 (c) Such petitions shall be circulated with all supporting materials and submitted a
605 minimum of ninety (90) days prior to the election at which the proposed amendment is to
606 be voted upon. If a petition includes supporting materials in addition to the petition form,
607 each qualified voter signing the petition shall also acknowledge that the supporting
608 materials were available for review at the time he or she signed the petition by initialing
609 where required on the petition form.

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2022 07 13

610 (d) The Nation's Secretary shall forward submitted petitions to the Trust Enrollment
611 Department for verification of signatures and to the Election Board to provide notice that
612 the petition may need to be placed on an upcoming ballot.

613 (e) If the petition is verified by the Trust Enrollment Department to contain signatures from
614 at least ten percent (10%) of all qualified voters, the Election Board shall make an official
615 announcement of the proposed amendments to the Oneida Nation Constitution at least sixty
616 (60) days prior to the election at which the proposed amendments are to be voted on.

617 102.13-2. The Election Board shall place any proposed amendments to the Oneida Nation
618 Constitution that meet the requirements contained in 102.13-1 on the ballot at the next general
619 election. Provided that, the Oneida Business Committee or General Tribal Council may order a
620 special election be held to consider the proposed amendments. In such circumstances, the Election
621 Board shall place any proposed amendments to the Oneida Nation Constitution on the ballot at the
622 next special election.

623 102.13-3. The Election Board shall publish any proposed amendments by publishing a sample
624 ballot no less than ten (10) calendar days prior to the election, through a mass mailing. The Trust
625 Enrollment Department shall be notified, by the Election Board Chairperson, no less than twenty
626 (20) calendar days prior to the requested mailing. Copies of such publications shall be prominently
627 posted in each polling place and at administrative offices of the Nation and shall also be published
628 in official Oneida media outlets, which the Oneida Business Committee shall identify by
629 resolution. For the purposes of this section, Oneida administrative offices means the location
630 where the Oneida Business Committee conducts business.

631 102.13-4. The Election Board shall ensure that the ballot contains a statement of the purpose of
632 the proposed amendments prepared by the Oneida Law Office. The Oneida Law Office shall
633 ensure that the statement of purpose is one hundred (100) words or less exclusive of caption, is a
634 true and impartial statement and is written in such a manner that does not create prejudice for or
635 against the proposed amendment.

636 102.13-5. Pursuant to Article VI, Section 3 of the Oneida Nation Constitution, proposed
637 amendments that are approved by sixty-five percent (65%) of the qualified voters that vote on that
638 amendment shall become part of the Constitution and By-laws, and shall abrogate or amend
639 existing provisions of the Constitution and By-laws at the end of thirty (30) days after submission
640 of the final election report.

641 102.13-6. If two (2) or more amendments approved by the voters at the same election conflict, the
642 amendment receiving the highest affirmation vote prevails.

643
644 *End.*

645
646
647 Adopted - June 19, 1993
648 Amended - June 28, 1995 (Adopted by BC on Behalf of GTC, Completion of Agenda)
649 Presented for Adoption of 1997 Revisions - GTC-7-6-98-A
650 Amended- October 11, 2008 (General Tribal Council Meeting)
651 Amended-GTC-01-04-10-A
652 Amended – BC-02-25-15-C
653 Amended – GTC-04-23-17-A
654 Emergency Amended – BC-03-17-20-B
655 Emergency Amended – BC-05-13-20-H
656 Emergency Amended – BC-06-24-20-B (Expired at Conclusion of 2020 General Election)

Draft 1 for Emergency OBC Consideration (Redline to Current)
2022 07 13

- 657 Emergency Amended – BC-04-28-21-B (Expired)
- 658 Emergency Amended – BC-__-__-__-__

Adopt resolution entitled Extension of Declaration of Public Health State of Emergency Until September...

Business Committee Agenda Request

1. **Meeting Date Requested:** 07/13/22

2. **Session:**

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. **Requested Motion:**

Accept as information; OR

Extension of the Public Health State of Emergency to September 20, 2022

4. **Areas potentially impacted or affected by this request:**

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: All areas and Departments of
the Oneida Nation

5. **Additional attendees needed for this request:**

Michelle Myers, Public Health Officer/Comp Health Division

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Public Health Recommendations | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Kaylynn Gresham, Emergency Management Director

Primary Requestor: Michelle Myers, Public Health Officer

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # _____
Extension of Declaration of Public Health State of Emergency Until September 20, 2022

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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 federal government has proclaimed a public health emergency related to the spread of the COVID-19 virus and has identified that the spread of the virus has resulted in large numbers of individuals becoming ill and high mortality rates, impacts to the stock markets, and businesses; and

WHEREAS, state governors, including the State of Wisconsin, have declared public health emergencies and state public health officers have issued orders, for example, closing public schools, limiting public gatherings, and closing restaurants and bars except for take-out orders; and

WHEREAS, on March 12, 2020 the Chairman declared a Public Health State of Emergency, the Oneida Business Committee took actions to take steps to protect the health and welfare of the members, employees and the community, including instituting expenditure restrictions to preserve resources for the provision of governmental services to members most at risk, closure of the Nation's gaming operations, and insuring that employees will continue to be paid during the Public Health State of Emergency as long as the Nation's resources will allow; and

WHEREAS, the Public Health State of Emergency has extended continuously since the initial declaration; and

WHEREAS, the status of the COVID-19 pandemic continues to change with identification of new variants and increases in positive rates and increased hospitalizations as identified by the U.S Centers for Disease Control (CDC) with recommendations being changed to reflect this constantly varying pandemic landscape; and

WHEREAS, the CDC is now recommending local review and actions based on lagging and leading indicators that show the ability of the local government and tribes to react to increasing and decreasing rates; and

WHEREAS, the Oneida Business Committee continues to work with the Public Health Officer to understand the public health impacts of COVID-19 and its variants in order to have the most effective information regarding public health safety declarations and guidelines; and

BC Resolution _____
Extension of Declaration of Public Health State of Emergency Until September 20, 2022
Page 2 of 2

44 **WHEREAS,** the Oneida Business Committee has determined that continuing the Public Health State of
45 Emergency continues to be necessary and that its declaration should be longer given the
46 ongoing pandemic impact and the inability to identify mechanisms to control for infection
47 or protect the public;
48

49 *Extension of Public Health State of Emergency Declaration*
50 **NOW THEREFORE BE IT RESOLVED,** that in accordance with section 302.8-2 of the Emergency
51 Management Law, the Oneida Business Committee extends the Public Health State of Emergency
52 declaration ending at 11:59 p.m. on September 20, 2022.



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
 Oneida-nsn.gov



Statement of Effect

Extension of Declaration of Public Health State of Emergency Until September 20, 2022

Summary

This resolution extends the Nation's Declaration of the Public Health State of Emergency until September 20, 2022.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: July 6, 2022

Analysis by the Legislative Reference Office

The Oneida Business Committee ("OBC") adopted the Emergency Management law to provide for the development and execution of plans that protect residents, property and the environment in an emergency or disaster; provide for the direction of emergency management, response and recovery on the Reservation, as well as coordination with other agencies, victims, businesses and organizations; establish the use of the National Incident Management System; and designate authority and responsibilities for public health preparedness. [3 O.C. 302.1-1].

Under the Emergency Management law, the OBC is delegated responsibility to proclaim or ratify the existence of a public health emergency. [3 O.C. 302.8-1]. A public health emergency means the occurrence or imminent threat of an illness or health condition which is a quarantinable disease and poses a high probability of a large number of deaths or serious or long-term disability among humans. [3 O.C. 302.3-1(p)]. No proclamation of an emergency by the OBC may last for longer than sixty (60) days, unless renewed by the OBC. [3 O.C. 302.8-2].

As a result of the COVID-19 virus, in accordance with the authority granted to the OBC under the Emergency Management law, on March 12, 2020, Chairman Tehassi Hill signed a "*Declaration of Public Health State of Emergency*" which set into place the necessary authority, should action need to be taken, and allows the Oneida Nation to seek reimbursement of emergency management actions that may result in unexpected expenses. [3 O.C. 302.8-1]. The OBC has since extended the Public Health State of Emergency until May 23, 2022, through adoption of the following resolutions: BC-03-26-20-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, and BC-05-12-21-A, BC-06-23-21-B, BC-07-28-21-N, BC-09-22-21-A, BC-11-24-21-F, BC-01-12-22-B, BC-03-23-22-A, and BC-05-11-22-E. [3 O.C. 302.8-2].

This resolution provides that the OBC has determined that continuing the Public Health State of Emergency remains necessary given the ongoing pandemic impact and the inability to identify mechanisms to control for infection or protect the public.

Through the adoption of this resolution, in accordance with section 302.8-2 of the Emergency Management law, the Oneida Business Committee extends the Public Health State of Emergency declaration until 11:59 p.m. on September 20, 2022.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

Oneida Comprehensive Health Division
 Oneida Community Health Center
 Behavioral Health Services
 Anna John Resident Centered Care Community
 Employee Health Nursing



To: Oneida Business Committee

From: Debra Danforth, Oneida Comprehensive Health Division Operations Director
 Michelle Myers, Community/ Public Health Officer

Date: July 6, 2022

RE: Recommendations to extend public health emergency

Throughout the pandemic, we have chosen to follow the science in our mitigation strategies aimed to slow the spread of COVID-19 in the Oneida Community.

With widespread access to vaccines, testing, treatment options and high levels of population immunity, we now look to the Centers for Disease Control and Prevention (CDC) COVID-19 Community Level metric to monitor risk of COVID-19. This metric looks not only at number of new COVID-19 cases, but also a community's ability to respond to an influx of new cases.

However, population specific data continues to demonstrate greater risk to the American Indian population in WI.

- Greater rates of COVID-19 illness than other WI residents.
- Lower COVID-19 vaccination rates than other WI residents.

Public health and other health experts monitoring the pandemic anticipate we will continue to experience periods of high COVID-19 cases, periods where new disease activity plateaus, followed again by periods of increasing new COVID-19 cases. This data reminds us COVID-19 is not gone and it continues to spread in our communities. It is important we continue to monitor available data and be prepared to quickly respond to changing conditions as they present.

The health response team recognizes the benefit of extending the public health emergency declaration:

- Allows flexibility to make quick pivots in our operations to control the spread of COVID-19 in the community should data metrics indicate the need.
- Provides more time for departments in the organization to work through recovery activities.
- Supports the need for continued flexibility for departments in the organization as the impact of the pandemic on the workforce will continue for some time.

In collaboration with Oneida Emergency Management, **the health response team recommends the Oneida Business Committee extend the public health emergency another 60 days.**

Mailing Address: P.O. Box 365, Oneida, WI 54155
<https://oneida-nsn.gov/resources/health/>

Oneida Community Health Center
 Behavioral Health Services
 Anna John Resident Centered Care Community
 Employee Health Nursing

525 Airport Rd., Oneida, WI 54155
 2640 West Point Rd., Green Bay, WI 54304
 2901 S. Overland Rd., Oneida, WI 54155
 701 Packerland Dr., Green Bay, WI 54303

Phone: (920) 869-2711 or 1-866-869-2711
 Phone: (920) 490-3790 or 1-888-490-2457
 Phone: (920) 869-2797
 Phone: (920) 405-4492

Fax: (920) 869-1780
 Fax: (920) 490-3883
 Fax: (920) 869-3238
 Fax: (920) 405-4494

Thank you for your continued collaboration and partnership as we work together to stop the spread of COVID-19 in the Oneida community.

Sincerely,

Michelle Myers BSN, RN
Community/ Public Health Officer

CC: Kaylynn Gresham, Emergency Management
Debra Danforth, Comprehensive Health Division Operations Director
Dr Kennard, Oneida Comprehensive Health Division Medical Director Mark
Powless, General Manager

Oneida Comprehensive Health Division
Oneida Community Health Center
Behavioral Health Services
Anna John Resident Centered Care Community
Employee Health Nursing



July 6, 2022

Updated COVID-19 data to consider during discussions:

Extension of the Oneida Nation Public Health Emergency declaration.

Submitted by:
Debra Danforth, Michelle Myers

Mailing Address: P.O. Box 365, Oneida, WI 54155
<https://oneida-nsn.gov/resources/health/>

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Fax: (920) 405-4494

ONEIDA NATION JURISDICTION DATA:

COVID-19 Case Data

Oneida Nation COVID-19 Data

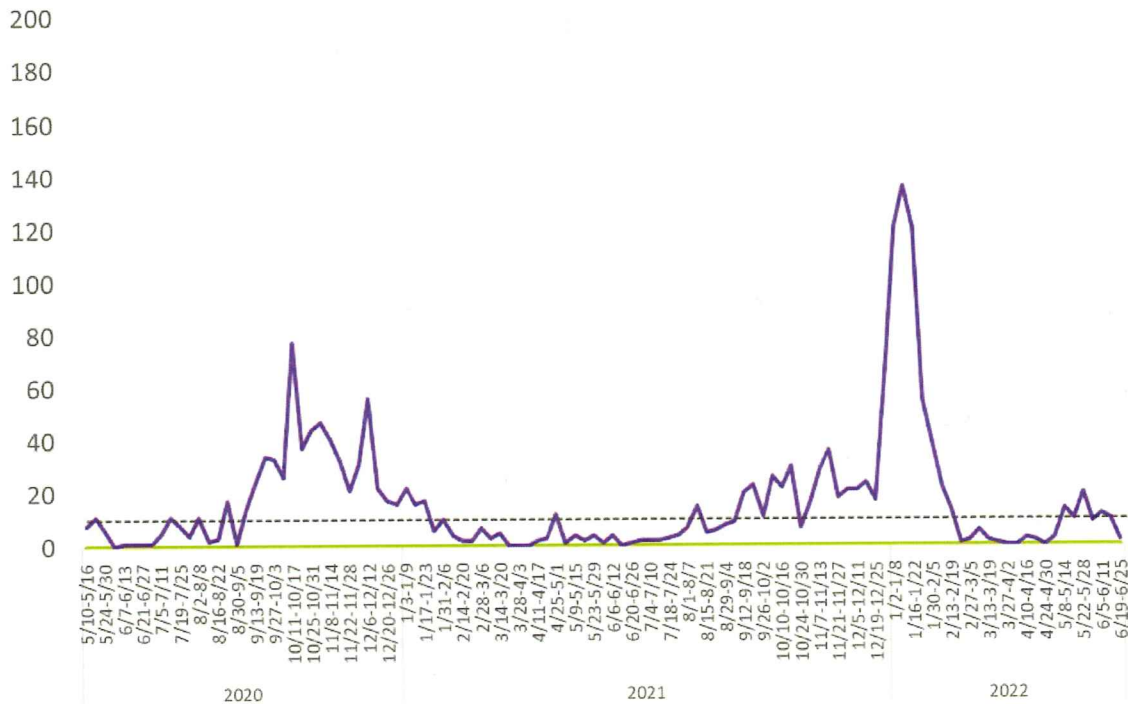
As of 7/5/2022 2:00 PM

	Confirmed Positive Cases	Deaths
Oneida Nation Total	1,868 (+1)	12
Oneida Nation - Brown County	1,088	5
Oneida Nation - Outagamie County	780	7

Hospitalizations (Ever Hospitalized): 133

Vaccine Breakthrough Cases: 516

New Weekly COVID-19 Cases
of American Indians on Oneida Reservation



Oneida Nation Health Department retrieved 07/05//2022

<https://oneida-nsn.gov/connect/news/oneida-nation-covid-19-resource-page/#Stats>

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



Relevant COVID-19 Case Count Data

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

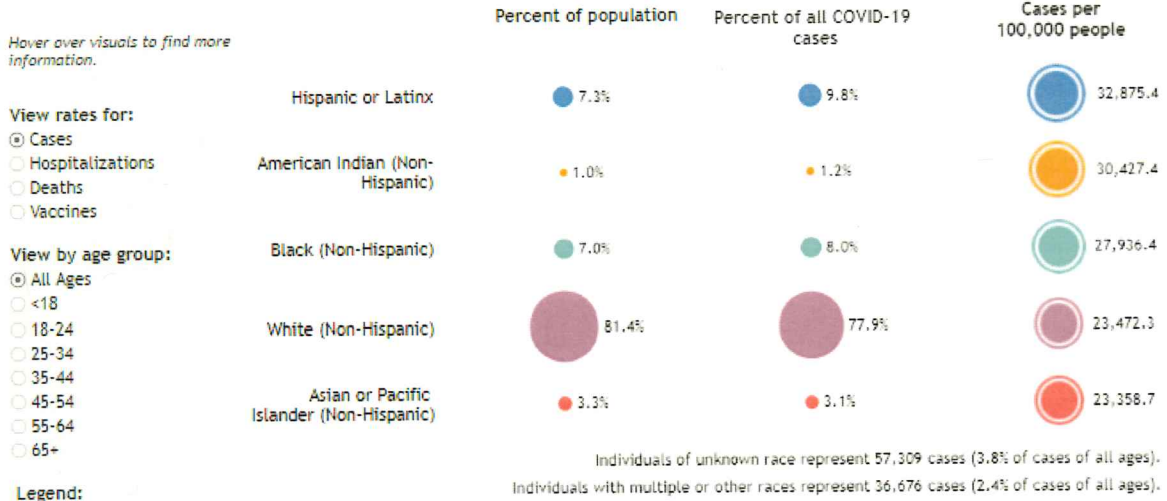


COVID-19: Racial and Ethnic Disparities

Data view by case rates

Health impact of COVID-19 by race and ethnicity

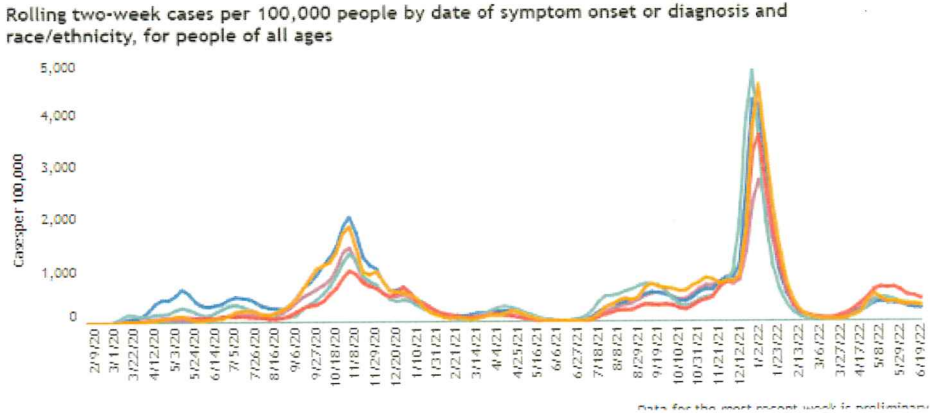
Communities of color have experienced higher rates of COVID-19 cases, hospitalizations, and deaths since the pandemic began. Compared to White Wisconsin residents, Hispanic or Latinx residents have 1.4 times greater case rates, Black residents have 1.7 times greater hospitalization rates, and American Indian residents have 1.3 times greater death rates. Even while negative outcomes are higher, vaccination rates are lower in communities of color. The highest disparities of vaccination rates exist in Black and Hispanic communities, where Black residents are 20 percent (0.8 times), and Hispanic or Latinx residents are slightly less (0.9 times) as likely to be vaccinated compared to White residents.



- View rates for:
- Cases
 - Hospitalizations
 - Deaths
 - Vaccines
- View by age group:
- All Ages
 - <18
 - 18-24
 - 25-34
 - 35-44
 - 45-54
 - 55-64
 - 65+

- Legend:
- American Indian (Non-Hispanic)
 - Asian or Pacific Islander (Non-Hispanic)
 - Black (Non-Hispanic)
 - Hispanic or Latinx
 - White (Non-Hispanic)

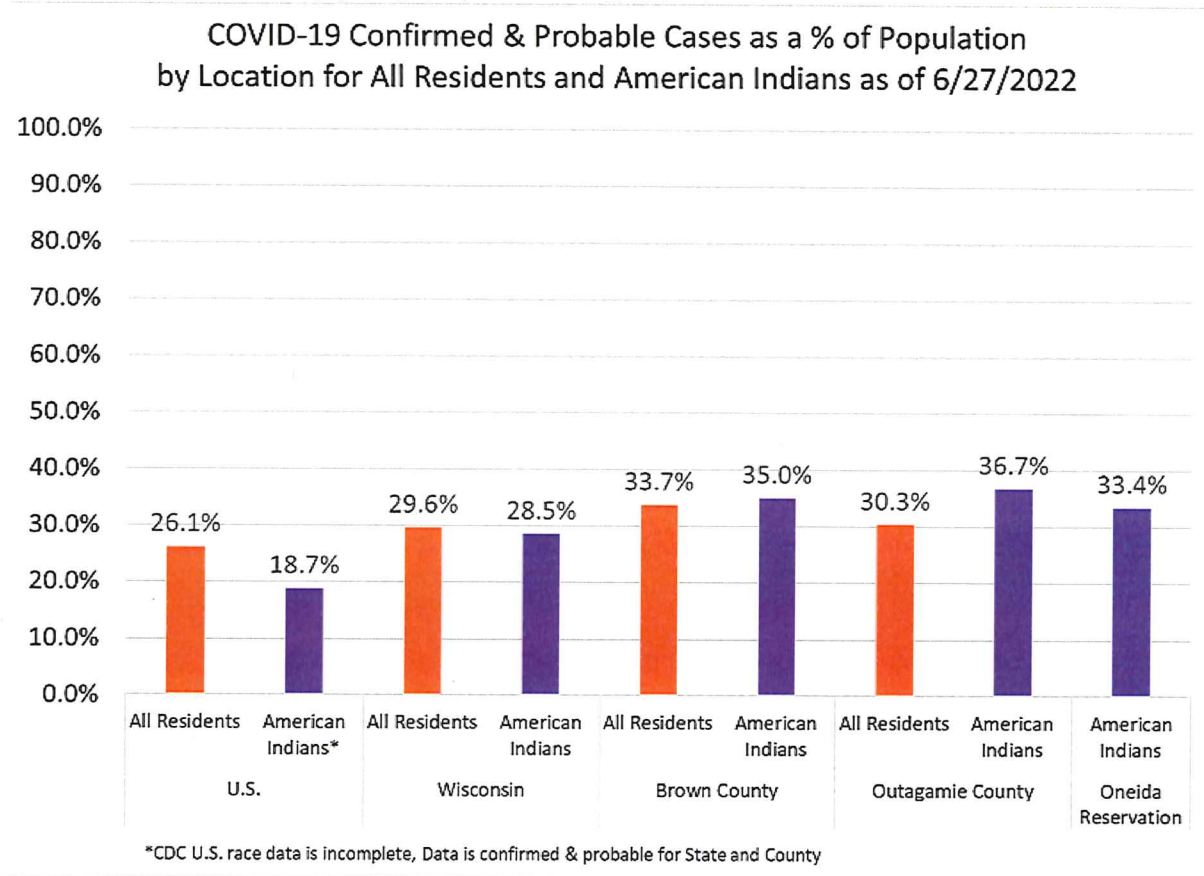
Cases
Updated: 7/5/2022
Total cases: 1,525,180
Unknown race/ethnicity: 57,309 (3.8%)



WI Department of Health Services- Public Health retrieved 07/05/2022
<https://www.dhs.wisconsin.gov/covid-19/disparities.htm>

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





WI Department of Health Services- Public Health
<https://data.dhsgis.wi.gov/datasets/covid-19-historical-data-table/data>

U.S. Centers for Disease Control and Prevention
https://covid.cdc.gov/covid-data-tracker/#cases_casesinlast7days

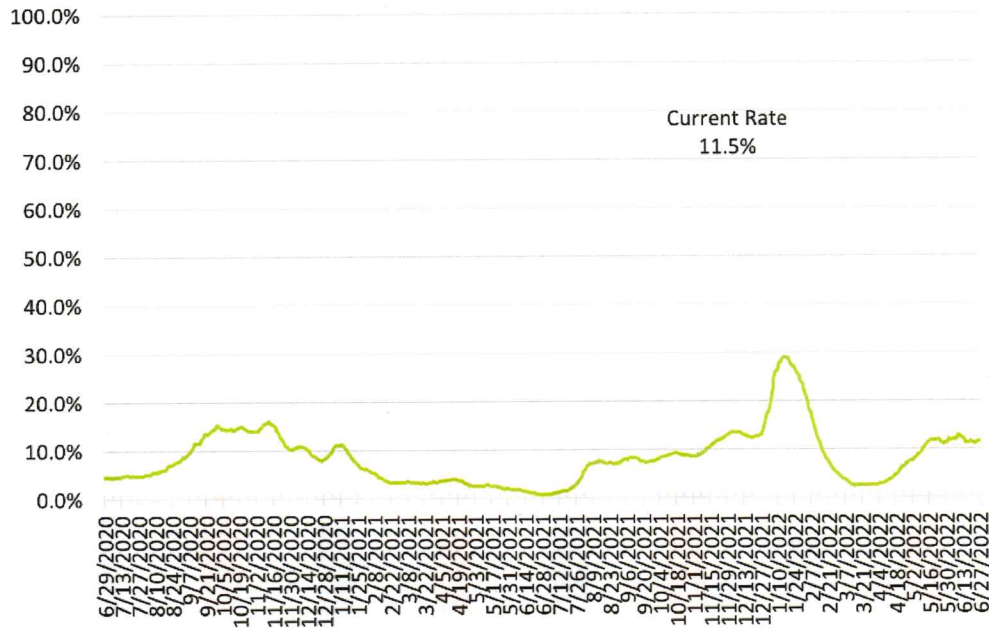
U.S. Census Bureau American Community Survey Population Estimates
<https://data.census.gov/cedsci/advanced>

Oneida Nation Health Department
<https://oneida-nsn.gov/connect/news/oneida-nation-covid-19-resource-page/#Stats>

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

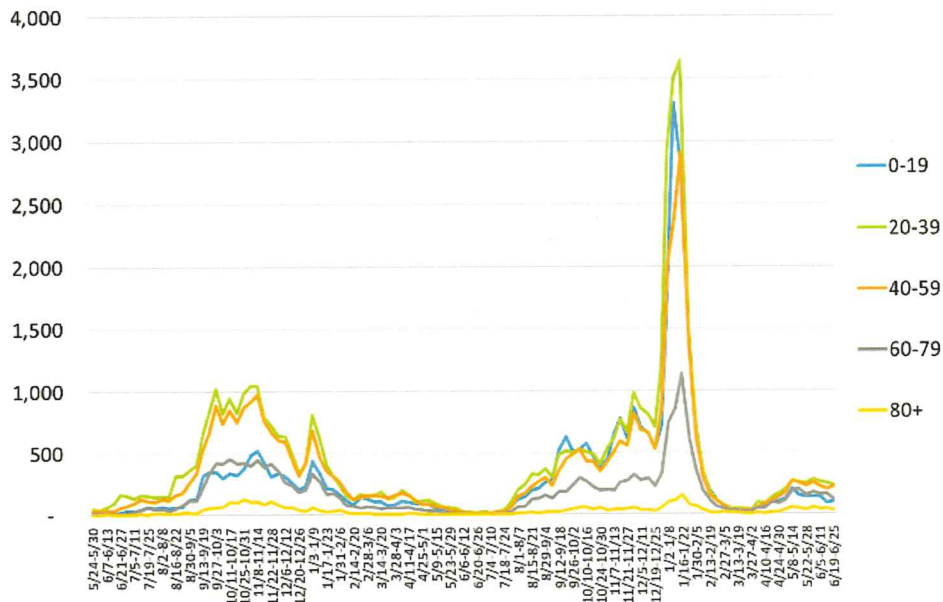


% Positive Tests for COVID-19 in 14 Previous Days
in Brown & Outagamie Counties



WI Department of Health Services- Public Health retrieved 07/05/2022
<https://data.dhsgis.wi.gov/datasets/covid-19-historical-data-table/data>

New Weekly Confirmed & Probable COVID-19 Cases by Age Group in
Brown and Outagamie Counties



WI Department of Health Services- Public Health retrieved 07/05/2022
<https://data.dhsgis.wi.gov/datasets/covid-19-historical-data-table/data>

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



Relevant COVID-19 Death Data

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



COVID-19: Racial and Ethnic Disparities

Data view by Death rates

Health impact of COVID-19 by race and ethnicity

Communities of color have experienced higher rates of COVID-19 cases, hospitalizations, and deaths since the pandemic began. Compared to White Wisconsin residents, Hispanic or Latinx residents have 1.4 times greater case rates, Black residents have 1.7 times greater hospitalization rates, and American Indian residents have 1.3 times greater death rates. Even while negative outcomes are higher, vaccination rates are lower in communities of color. The highest disparities of vaccination rates exist in Black and Hispanic communities, where Black residents are 20 percent (0.8 times), and Hispanic or Latinx residents are slightly less (0.9 times) as likely to be vaccinated compared to White residents.

Hover over visuals to find more information.

View rates for:

- Cases
- Hospitalizations
- Deaths
- Vaccines

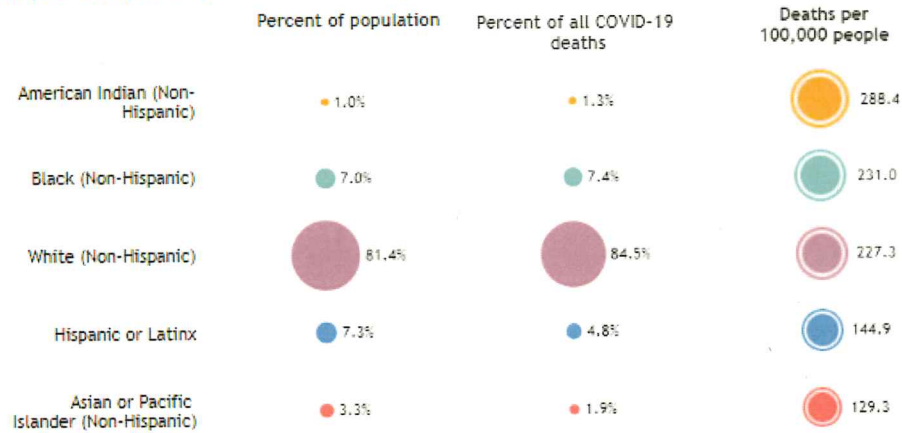
View by age group:

- All Ages
- <18
- 18-24
- 25-34
- 35-44
- 45-54
- 55-64
- 65+

Legend:

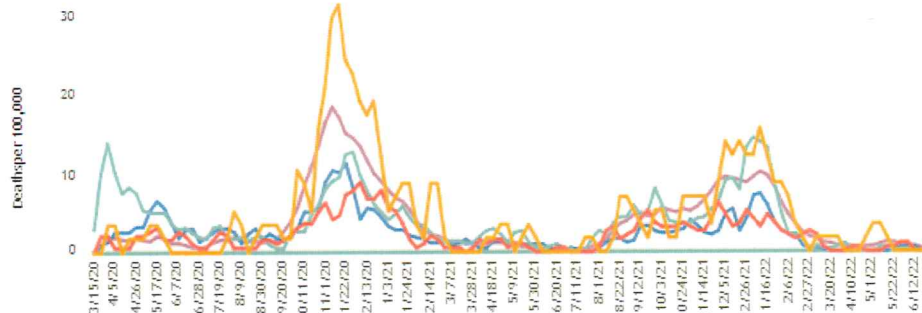
- American Indian (Non-Hispanic)
- Asian or Pacific Islander (Non-Hispanic)
- Black (Non-Hispanic)
- Hispanic or Latinx
- White (Non-Hispanic)

Deaths
Updated: 7/5/2022
Total deaths: 13,150
Unknown race/ethnicity:
247 (1.9%)



Individuals of unknown race represent 247 deaths (1.9% of deaths of all ages).
Individuals with multiple or other races represent 135 deaths (1.0% of deaths of all ages).

Rolling two-week deaths per 100,000 people by date of death and race/ethnicity, for people of all ages



Data for the most recent week is preliminary.

WI Department of Health Services- Public Health retrieved 07/05/2022

<https://www.dhs.wisconsin.gov/covid-19/disparities.htm>

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



Relevant COVID-19 Hospitalization Data

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COVID-19: Racial and Ethnic Disparities

Data view by Hospitalization rates

Health impact of COVID-19 by race and ethnicity

Communities of color have experienced higher rates of COVID-19 cases, hospitalizations, and deaths since the pandemic began. Compared to White Wisconsin residents, Hispanic or Latinx residents have 1.4 times greater case rates, Black residents have 1.7 times greater hospitalization rates, and American Indian residents have 1.3 times greater death rates. Even while negative outcomes are higher, vaccination rates are lower in communities of color. The highest disparities of vaccination rates exist in Black and Hispanic communities, where Black residents are 20 percent (0.8 times), and Hispanic or Latinx residents are slightly less (0.9 times) as likely to be vaccinated compared to White residents.

Hover over visuals to find more information.

View rates for:

- Cases
- Hospitalizations
- Deaths
- Vaccines

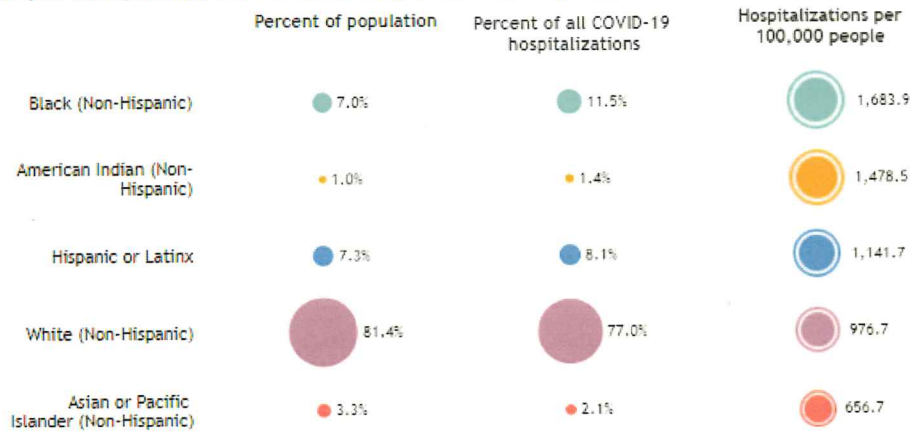
View by age group:

- All Ages
- <18
- 18-24
- 25-34
- 35-44
- 45-54
- 55-64
- 65+

Legend:

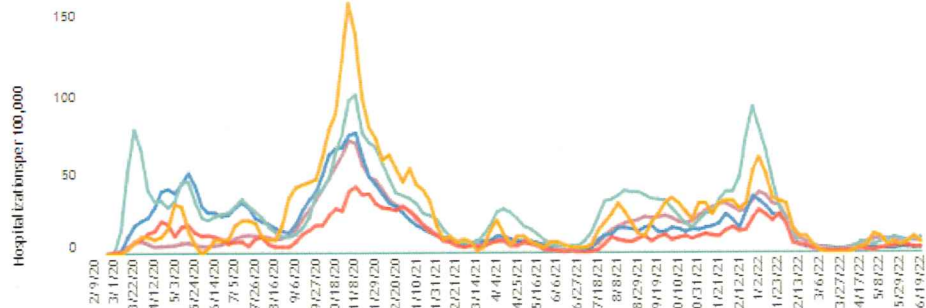
- American Indian (Non-Hispanic)
- Asian or Pacific Islander (Non-Hispanic)
- Black (Non-Hispanic)
- Hispanic or Latinx
- White (Non-Hispanic)

Hospitalizations
Updated: 7/5/2022
Total hospitalizations: 62,394
Unknown race/ethnicity:
1,478 (2.4%)



Individuals of unknown race represent 1,478 hospitalizations (2.4% of hospitalizations of all ages).
Individuals with multiple or other races represent 671 hospitalizations (1.1% of hospitalizations of all ages).

Rolling two-week hospitalizations per 100,000 people by hospital admission date and race/ethnicity, for people of all ages



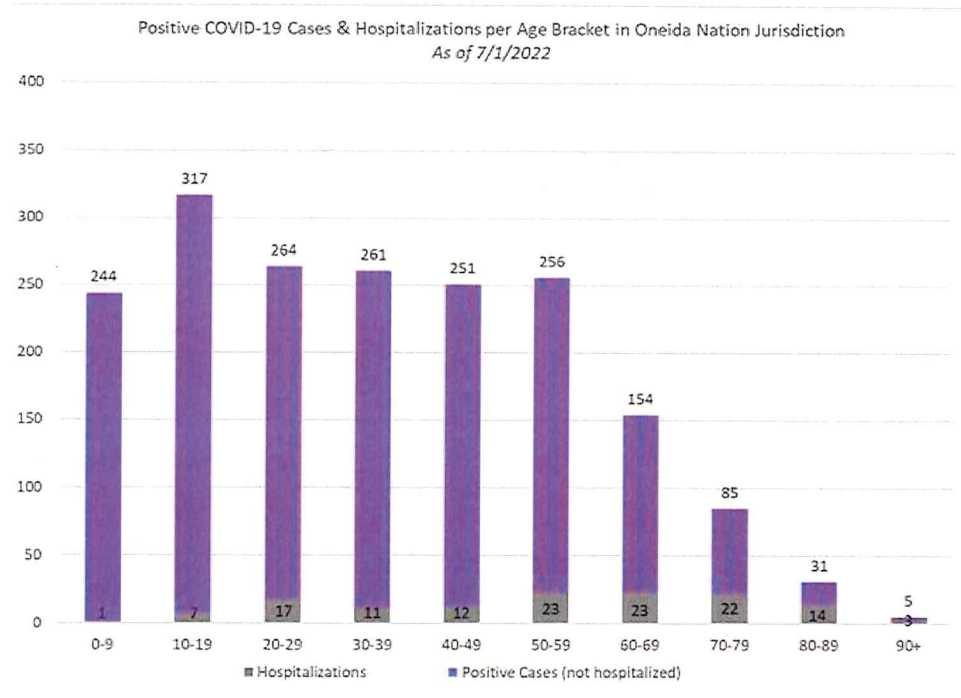
Data for the most recent week is preliminary.

WI Department of Health Services- Public Health retrieved 07/05/2022

<https://www.dhs.wisconsin.gov/covid-19/disparities.htm>

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



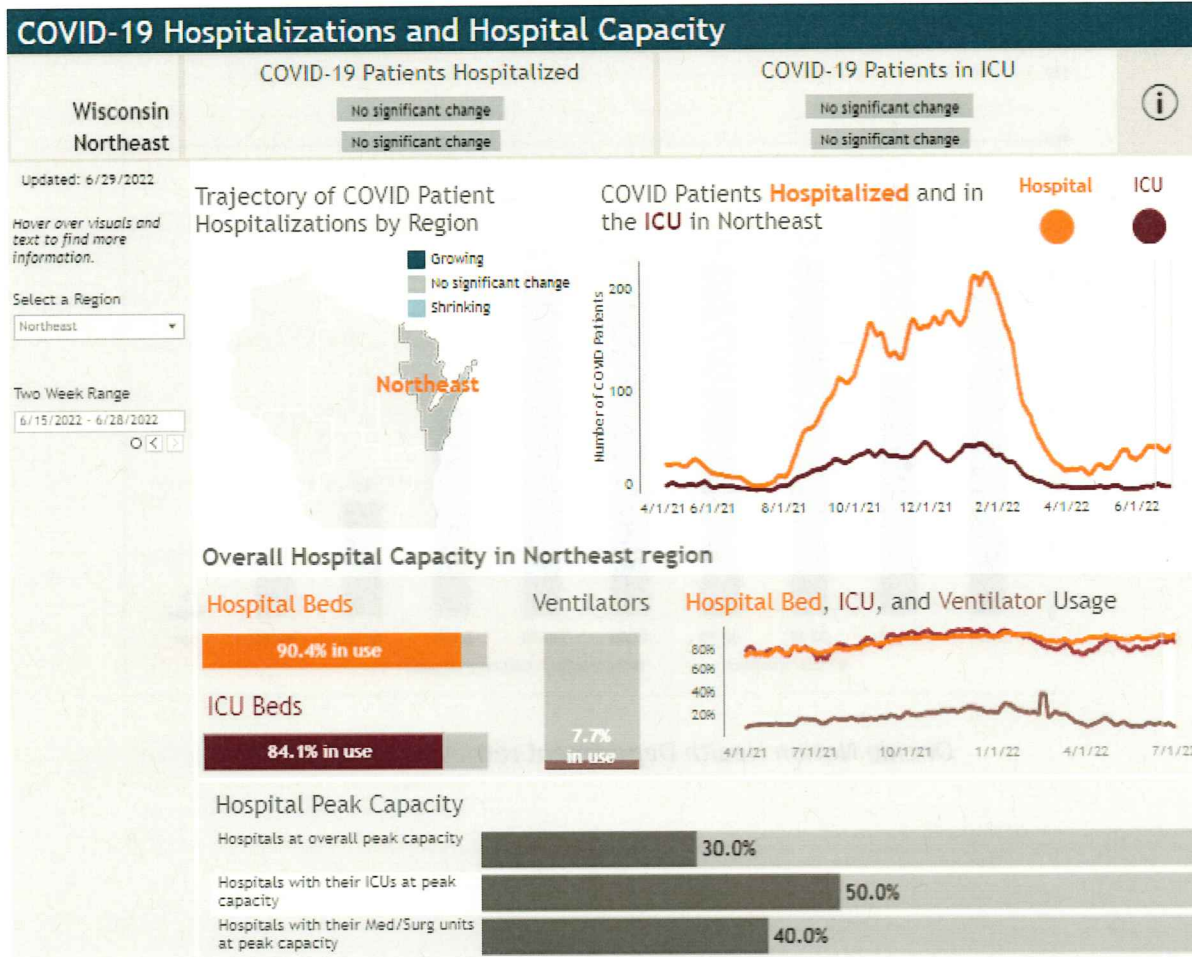


Oneida Nation Health Department retrieved 07/05/2022

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WISCONSIN: COVID-19 HOSPITALIZATIONS AND HOSPITAL CAPACITY



WI Department of Health Services- Public Health retrieved 07/05/2022

<https://www.dhs.wisconsin.gov/covid-19/hosp-data.htm>

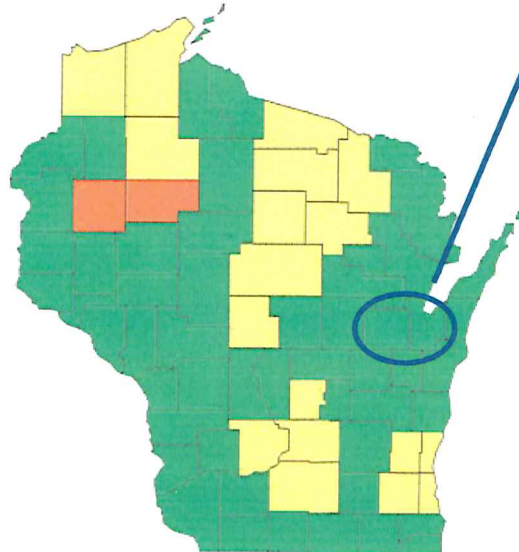
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WISCONSIN: COVID-19 COMMUNITY LEVEL

CDC COVID-19 Community Levels
Updated: 7/1/2022

- High
- Medium
- Low



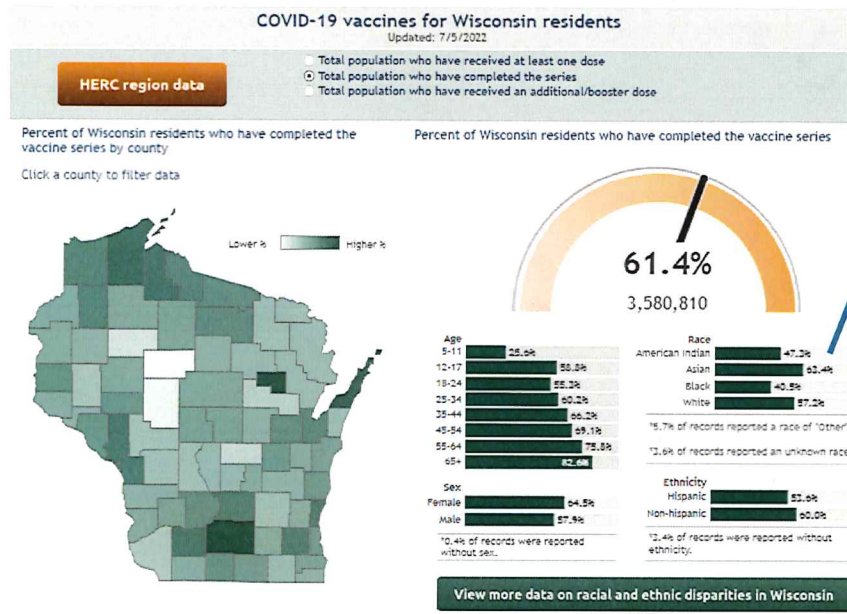
WI Department of Health Services- Public Health retrieved 07/05/2022
<https://www.dhs.wisconsin.gov/covid-19/hosp-data.htm>

Relevant COVID-19 Vaccination Data

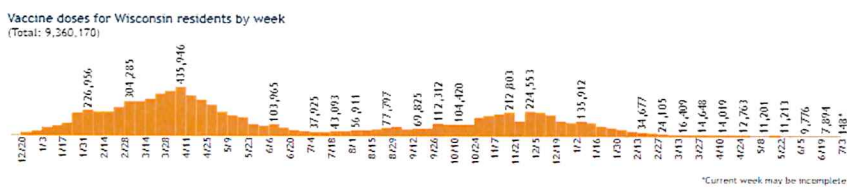
A good mind. A good heart. A strong fire.



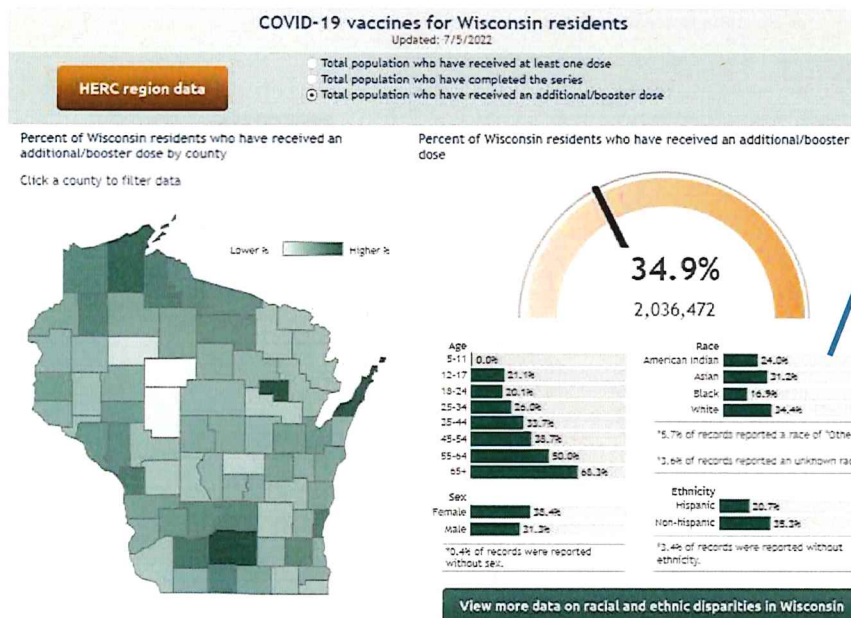
WISCONSIN- FULLY VACCINATED AGAINST COVID-19



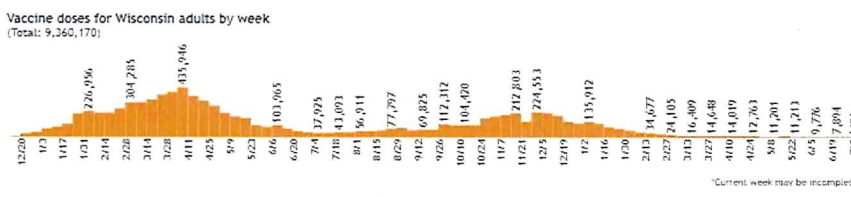
American Indian
47.3%



WISCONSIN- ADDITIONAL/ BOOSTER DOSE AGAINST COVID-19



American Indian
24.0%



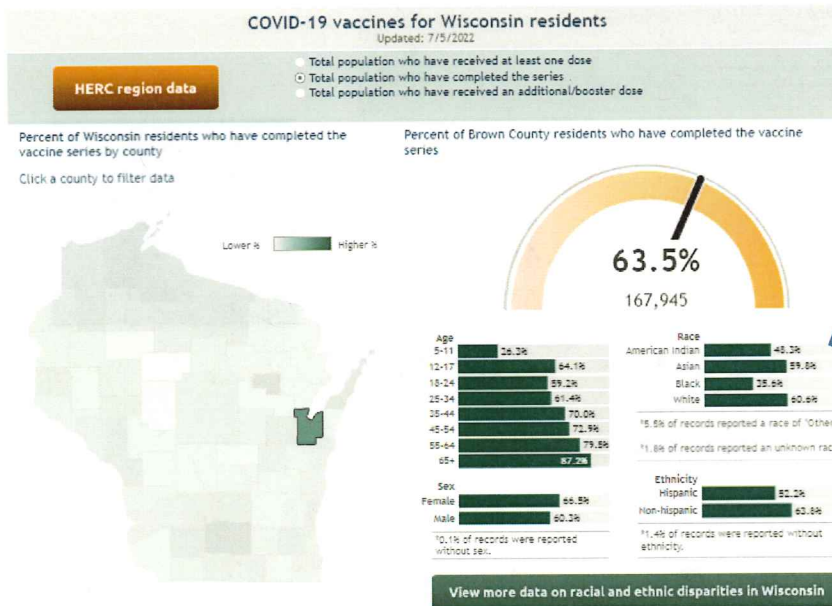
WI Department of Health Services- Public Health retrieved 07/05/2022

<https://www.dhs.wisconsin.gov/covid-19/vaccine-data.htm>

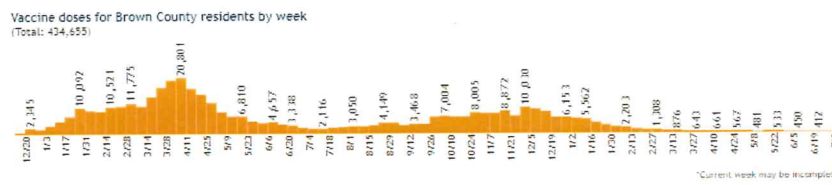
A good mind. A good heart. A strong fire.



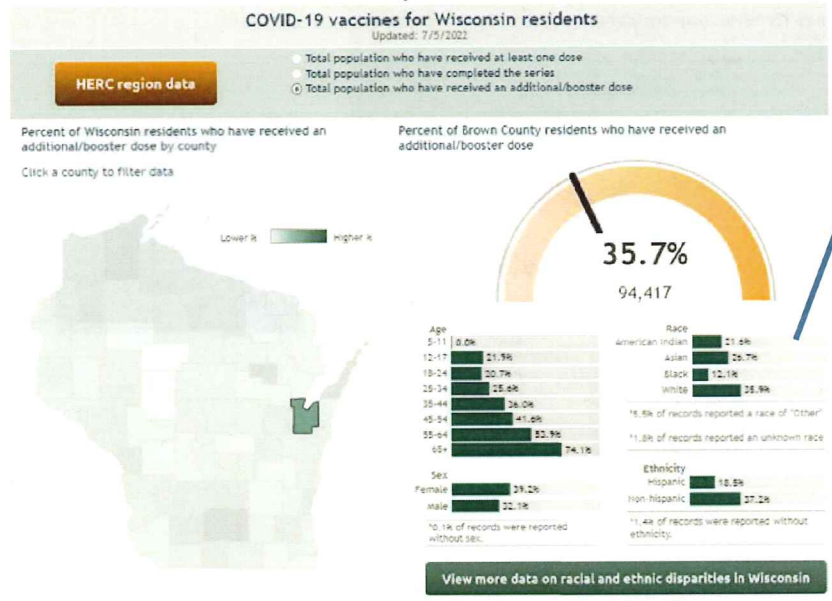
BROWN COUNTY- FULLY VACCINATED AGAINST COVID-19



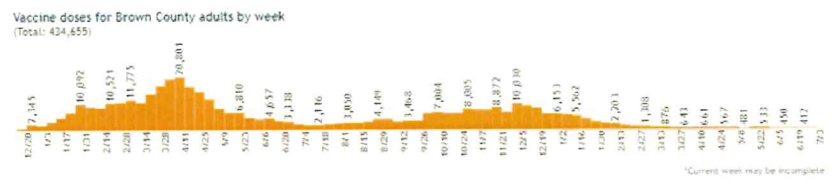
American Indian
48.3%



BROWN COUNTY- ADDITIONAL/ BOOSTER DOSE AGAINST COVID-19



American Indian
21.6%



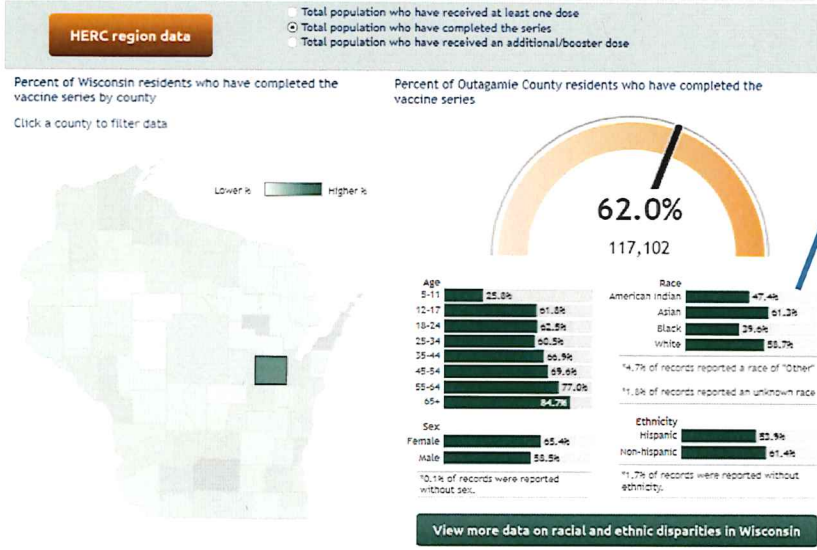
WI Department of Health Services- Public Health retrieved 07/05/2022
<https://www.dhs.wisconsin.gov/covid-19/vaccine-data.htm>
 A good mind. A good heart. A strong fire.



OUTAGAMIE COUNTY- FULLY VACCINATED AGAINST COVID-19

COVID-19 vaccines for Wisconsin residents

Updated: 7/5/2022



American Indian
47.4%

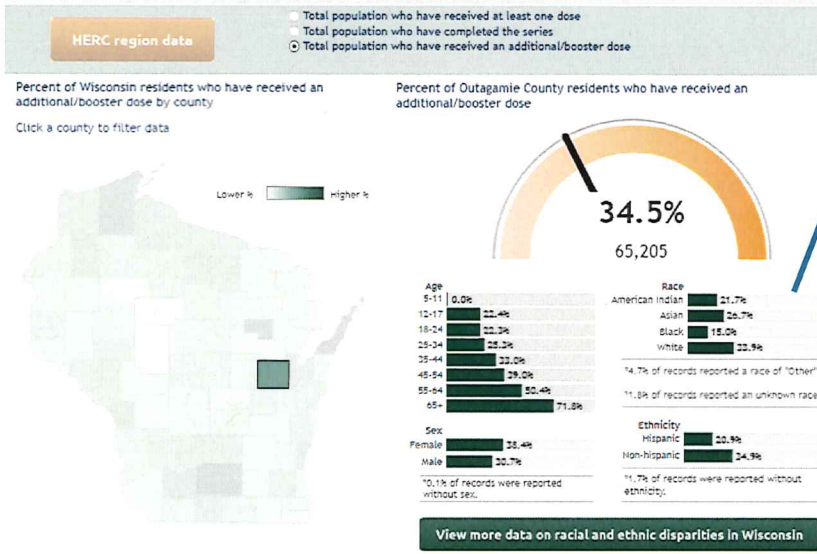
Vaccine doses for Outagamie County residents by week
(Total: 302,356)



OUTAGAMIE COUNTY- ADDITIONAL/ BOOSTER DOSE AGAINST COVID-19

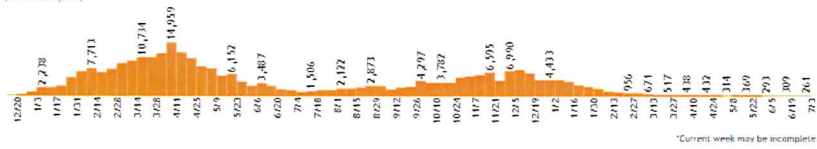
COVID-19 vaccines for Wisconsin residents

Updated: 7/5/2022



American Indian
21.7%

Vaccine doses for Outagamie County adults by week
(Total: 302,356)



WI Department of Health Services- Public Health retrieved 07/05/2022

<https://www.dhs.wisconsin.gov/covid-19/vaccine-data.htm>

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Adopt resolution entitled Authorization of 80 Hours of Trade Back for Cash for Fiscal Year 2022

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

For approval

4. Areas potentially impacted or affected by this request:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Finance | <input type="checkbox"/> Programs/Services |
| <input type="checkbox"/> Law Office | <input type="checkbox"/> MIS |
| <input type="checkbox"/> Gaming/Retail | <input type="checkbox"/> Boards, Committees, or Commissions |
| <input type="checkbox"/> Other: | |

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Larry Barton, Chief Financial Officer

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: HRD memo | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: | |

8. Submission:

Authorized Sponsor: Todd Vandenheuvel, Executive HR Director

Primary Requestor: _____

Todd VanDen Heuvel,
Executive HR Director

P.O. Box 365
Oneida, WI 54155
920-496-7358



July 5, 2022

To: Oneida Business Committee

Re: Requesting approval for Trade back for cash for FY2022

The Human Resources Department is requesting consideration to allow employees the “Trade-back for Cash” option as outlined in our Personnel Policies and procedures. As a reference, the policy that outlines the program as a reference states:

Trade-back for Cash - Each fiscal year, the Oneida Business Committee shall analyze fiscal conditions to determine whether employees may trade back personal and/or vacation hours for cash that fiscal year.

1) If the Oneida Business Committee approves trade-back for cash, they shall also determine whether (i) and/or (ii) applies: (See Revision)

i. All employees will have the opportunity to trade-back hours one time that year.

1. By August 15, each employee who has accumulated twenty-four (24) hours or more of vacation and/or personal days may opt to trade in his/her hours for cash.

2. Employees will receive their trade back on or before September 30 of that year.

ii. Only those employees who are unable to utilize their personal and/or vacation time due to working conditions, such as a shortage in staffing, as determined by the HRD Manager or designee, will have the opportunity to trade back hours on a quarterly basis.

1. Employees will receive their trade back within sixty (60) days after opting to trade back hours.

In discussion with the CFO and Assistant CFO, the budget for Personal/vacation time could allow for a trade-back for cash option this year.

HRD is seeking approval from the Oneida Business Committee to allow employees the Trade-back for cash option for this fiscal year and is requesting to allow the full 80 hours as payout as outlined in the policy.

Yaw^ko

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank
Authorization of 80 Hours of Trade Back for Cash for Fiscal Year 2022

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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 Fiscal Year 2022 budget has been adopted and in consultation with the Finance Office, the Human Resources Department is recommending authorization of Trade Back for Cash for the current fiscal year in accordance with Section IV(A)(5)(n) of the Oneida Personnel Policies and Procedures; and

WHEREAS, the Human Resources Department has identified that providing a trade back for cash for personnel for the current fiscal year will address the high accrual levels of personal/vacation hours banked by employees who are unable to take time off because of the inability to fill vacant positions as well as address the current inflation impacts to employee's personal budgets; and

WHEREAS, the Oneida Business Committee received this report and discussed this matter with the Chief Financial Officer and the Executive Director of the Human Resources Department and determined that authorization of trade back for cash is appropriate;

NOW THEREFORE BE IT RESOLVED, that the Oneida Business Committee declares that there shall be authorized a one-time Trade Back for Cash for Fiscal Year 2022 which shall be capped at 80 hours of personal and/or vacation time for eligible employees in accordance with Section IV(A)(5)(n) of the Oneida Personnel Policies and Procedures.



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54255-0365
 Oneida-nsn.gov



Statement of Effect

Authorization of 80 Hours of Trade Back for Cash for Fiscal Year 2022

Summary

This resolution authorizes a one-time Trade Back for Cash for Fiscal Year 2022 which shall be capped at eighty (80) hours of personal and/or vacation time for eligible employees in accordance with Section IV(A)(5)(n) of the Oneida Personnel Policies and Procedures.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: June 15, 2022

Analysis by the Legislative Reference Office

The Oneida Personnel Policies and Procedures allows employees of the Nation to trade back accumulated personal and/or vacation hours for cash upon approval of the benefit by the Oneida Business Committee. *[Oneida Personnel Policies and Procedures Section IV(A)(5)(n)]*. The Oneida Business Committee is required to analyze fiscal conditions to determine whether employees may trade back personal and/or vacation hours for cash that fiscal year. *[Oneida Personnel Policies and Procedures Section IV(A)(5)(n)]*.

If the Oneida Business Committee approves trade-back for cash, they are then required to determine whether:

- All employees will have the opportunity to trade-back hours one (1) time that year. If the Oneida Business Committee makes this decision, then by August 15th, each employee who has accumulated twenty-four (24) hours or more of vacation and/or personal days may opt to trade in his/her hours for cash., and employees will receive their trade back on or before September 30 of that year. *[Oneida Personnel Policies and Procedures Section IV(A)(5)(n)(1)(i)]*; or
- Only those employees who are unable to utilize their personal and/or vacation time due to working conditions, such as a shortage in staffing, as determined by the HRD Manager or designee, will have the opportunity to trade back hours on a quarterly basis. If the Oneida Business Committee makes this decision, then employees will receive their trade back within sixty (60) days after opting to trade back hours. *[Oneida Personnel Policies and Procedures Section IV(A)(5)(n)(1)(ii)]*.

When trade-back for cash is approved by the Oneida Business Committee, the following standards shall apply:

- Employees must decide which status (vacation or personal or both) from which their trade back will be drawn; and
- Employees may not trade for cash more than eighty (80) hours in one year. *[Oneida Personnel Policies and Procedures Section IV(A)(5)(n)(2)]*.

This resolution provides that the Human Resources Department, in consultation with Finance, is recommending authorization of Trade Back for Cash for the current fiscal year in accordance with Section IV(A)(5)(n) of the Oneida Personnel Policies and Procedures. The Human Resources Department has identified that providing a trade back for cash for personnel for the current fiscal year will address the high accrual levels of personal and vacation hours banked by employees who are unable to take time off because of the inability to fill vacant positions as well as address the current inflation impacts to employee's personal budgets. The resolution then goes on to state that the Oneida Business Committee received this report and discussed this matter with the Chief Financial Officer and the Executive Director of the Human Resources Department and determined that authorization of trade back for cash is appropriate.

Through this resolution the Oneida Business Committee authorizes a one-time Trade Back for Cash for Fiscal Year 2022 which shall be capped at eighty (80) hours of personal and/or vacation time for eligible employees in accordance with Section IV(A)(5)(n) of the Oneida Personnel Policies and Procedures.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

- l. The burden shall be on the supervisor to show that a denial of a personal day or a vacation day is based upon interference with the business of the Nation.
 - m. Personal or Vacation Days can be taken when an employee is on probation. [\(GTC Resolution 5-23-11-B, HR Interpretation 5-8-17\)](#)
 - n. Trade-back for Cash - Each fiscal year, the Oneida Business Committee shall analyze fiscal conditions to determine whether employees may trade back personal and/or vacation hours for cash that fiscal year.
 - 1) If the Oneida Business Committee approves trade-back for cash, they shall also determine whether (i) and/or (ii) applies: [\[See Revision\]](#)
 - i. All employees will have the opportunity to trade-back hours one time that year.
 - 1. By August 15, each employee who has accumulated twenty-four (24) hours or more of vacation and/or personal days may opt to trade in his/her hours for cash.
 - 2. Employees will receive their trade back on or before September 30 of that year.
 - ii. Only those employees who are unable to utilize their personal and/or vacation time due to working conditions, such as a shortage in staffing, as determined by the HRD Manager or designee, will have the opportunity to trade back hours on a quarterly basis.
 - 1. Employees will receive their trade back within sixty (60) days after opting to trade back hours.
 - 2) When trade-back for cash is approved by the Oneida Business Committee, the following standards shall apply:
 - i. Employees must decide which status (vacation or personal or both) from which their trade back will be drawn.
 - ii. Employees may not trade for cash more than eighty (80) hours in one year. [\(GTC Resolution, 5-23-11-B\)](#)
 - o. Additional Duties Compensation
 - p. Travel Time Compensation [\(Work Standard, 3-20-13\)](#)
- B. INSURANCES [\(see separate publication\)](#) for information on Oneida Nation Insurance plans.
- C. RETIREMENT PLAN [\(See separate publication for information on Tribal Retirement Plan\)](#), [\(Separating Employees WS 5-6-13\)](#)
- D. LEAVES
- 1. Meeting Attendance
 - a. Approval for attending any meetings inside normal working hours must be approved in advance by the employee's immediate supervisor. [\(BC Action, 5-16-89\)](#)
 - b. Employees who receive stipends or honoraria in excess of \$50.00 for attending meetings during working hours will forfeit the amount in excess of \$50.00 from their regular paycheck. Stipends for travel or per diem will not be deducted if accompanied by receipts for such expenses.

Enter the e-poll results into the record regarding the adopted BC resolution 06-20-22-A Declaration of...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

From: [Secretary](#)
To: [BC Agenda Requests](#)
Subject: FW: E-POLL RESULTS: Adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado
Date: Tuesday, June 21, 2022 10:32:17 AM
Attachments: [BCAR Adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado.pdf](#)
[TD comment beyond vote.pdf](#)

From: Secretary <TribalSecretary@oneidanation.org>
Sent: Monday, June 20, 2022 4:31 PM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>
Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>
Subject: E-POLL RESULTS: Adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado

E-POLL RESULTS

The e-poll to adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado, **has carried**. Below are the results:

Support: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Marie Summers, Jennifer Webster

Per section 5.2.c. of the OBC SOP "[Conducting Electronic Voting \(E-polls\)](#)", attached are copies of any comment made by an OBC member beyond a vote.

Aliskwet Ellis
Information Management Specialist
Government Administrative Office
O: 920.869.4408 • E: cellis1@oneidanation.org
P.O. Box 365 • Oneida, WI • 54155



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us promptly by reply e-mail, then delete the e-mail and destroy any printed copy.

From: Secretary <TribalSecretary@oneidanation.org>

Sent: Friday, June 17, 2022 9:05 AM

To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>

Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>

Subject: E-POLL REQUEST: Adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado

Importance: High

E-POLL REQUEST

-
Summary:

Due to the wide spread damage from downed trees and powerlines it is the suggestion of Emergency Management and the Oneida Police Department that the Oneida Nation declare a State of Emergency due to the June 15, 2022 storm. There are still a number of homes without power with an approximate 24 to 48 hour restoration period. The Nation has three cooling stations and charging stations open.

Due to the extent of the outages, the amount of potential time for the return of power, and the debris that has been and is still being cleared, Emergency Management Director, Kaylynn Gresham spoke with Chief Boulanger and he concurs that the Business Committee should declare a State of Emergency for the Oneida Nation.

Justification for E-Poll:

This is an emergency situation and cannot wait until the July 13, 2022, regular BC meeting.

-
Requested Action:

Adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado

-
Deadline for response:

Responses are due no later than 4:30 p.m., Monday, June 20, 2022.

-
Voting:

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

Aliskwet Ellis

Information Management Specialist
Government Administrative Office
O: 920.869.4408 • E: cellis1@oneidanation.org
P.O. Box 365 • Oneida, WI • 54155



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From: [Cristina S. Danforth](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [David P. Jordan](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#); [Lawrence E. Barton](#); [Ralinda R. Ninham-Lamberies](#); [Todd A. Vandenheuvel](#)
Subject: RE: E-POLL REQUEST: Adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado
Date: Friday, June 17, 2022 11:24:15 AM

Good morning, while I support the Emergency Declaration, is it possible to add a resolve that addresses the Oneida departmental closures that took place after the start of the work day. I am asking that a resolve be added to amend or make exception to the four hour allowance of time off to 8 hours on 6/16 and 6/17, especially for areas still without power.

Tina Danforth

Business Committee Agenda Request

1. **Meeting Date Requested:** 06/17/22

2. **Session:**

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. **Requested Motion:**

Accept as information; OR

Adopt resolution entitled Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado

4. **Areas potentially impacted or affected by this request:**

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. **Additional attendees needed for this request:**

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Kaylynn Gresham, Emergency Management Director

Primary Requestor: (Name, Title/Entity)

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # Leave this line blank

Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe Weather and Tornado

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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 Business Committee adopted the Emergency Management Law, Chapter 302, in accordance with the Legislative Procedures Act as a means to address health and safety emergencies that arise within the Oneida Reservation; and

WHEREAS, an emergency is defined as “a situation that poses an immediate risk to health, life, safety, property, or environment which requires urgent intervention to prevent further illness, injury, death, or other worsening of the situation” section 302.3-1(f); and

WHEREAS, on June 15, 2022, the Oneida Nation and surrounding areas experienced a severe thunderstorm, high winds and tornados affecting power, damaging homes and businesses, and impacting access through downed trees; and

WHEREAS, multiple buildings and much of the programs and services of the Nation have been negatively impacted through damage to buildings, lack of power and utilities, and inability of employees to come to work as a result of the same impact on their homes; and

WHEREAS, the Oneida Nation closed all programs and services on Thursday, June 16th as a result of the impact on the reservation community and buildings; and

WHEREAS, discussions with Wisconsin Public Service has identified that electrical service may be restored as late as the evening of June 18th for many residents and further delay in repairing damage may occur as information becomes more available regarding downed power lines and other equipment; and

BC Resolution # _____
Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022, Severe
Weather and Tornado
Page 2 of 2

36 **WHEREAS,** the Oneida Business Committee believes that a declaration of emergency should be
37 ordered to allow Emergency Management to respond as needed to provide assistance and
38 apply for necessary funding to assist in repairs, section 302.4-2;
39

40 **NOW THEREFORE BE IT RESOLVED,** in accordance with section 302.8-1 of the Emergency Management
41 Law, the Oneida Business Committee declares a public emergency and directs the Emergency
42 Management Director to utilize the available resources to respond to the community, keep the community
43 informed regarding the restoration of utilities and roads, and provide information regarding resources for
44 community access to repair damage resulting from the June 15, 2022, weather emergency.
45

46 **BE IT FINALLY RESOLVED,** the state of emergency shall be in place for 30 days.



Statement of Effect

Declaration of Emergency Resulting from the Damages Caused by the June 15, 2022 Severe Weather and Tornado

Summary

This resolution declares a public emergency as a result of the June 15, 2022, severe weather emergency and directs the Emergency Management Director to utilize the available resources to respond to the community, keep the community informed regarding the restoration of utilities and roads, and provide information regarding resources for community access to repair damage resulting from the June 15, 2022 weather emergency.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: June 17, 2022

Analysis by the Legislative Reference Office

The Oneida Business Committee (“OBC”) adopted the Emergency Management law to provide for the development and execution of plans that protect residents, property and the environment in an emergency or disaster; provide for the direction of emergency management, response and recovery on the Reservation, as well as coordination with other agencies, victims, businesses and organizations; establish the use of the National Incident Management System; and designate authority and responsibilities for public health preparedness. [3 O.C. 302.1-1].

Under the Emergency Management law, the OBC is delegated responsibility to proclaim or ratify the existence of an emergency. [3 O.C. 302.8-1]. An emergency means a situation that poses an immediate risk to health, life, safety, property, or environment which requires urgent intervention to prevent further illness, injury, death, or other worsening of the situations. [3 O.C. 302.3-1(f)]. No proclamation of an emergency by the OBC may last for longer than sixty (60) days, unless renewed by the OBC. [3 O.C. 302.8-2].

On June 15, 2022, the Oneida Nation and surrounding areas experienced a severe thunderstorm, high winds and tornados affecting power, damaging homes and businesses, and impacting access through downed trees. Multiple buildings and much of the programs and services of the Nation have been negatively impacted through damage to buildings, lack of power and utilities, and inability of employees to come to work as a result of the same impact on their homes. The Oneida Nation closed all programs and services on Thursday, June 16, 2022, as a result of the impact on the reservation community and buildings. Discussions with Wisconsin Public Service has identified that electrical service may be restored as late as the evening of June 18, 2022, for many residents and further delay in repairing damage may occur as information becomes more available regarding downed power lines and other equipment.

The Oneida Business Committee believes that a declaration of emergency should be ordered to allow Emergency Management to respond as needed to provide assistance and apply for necessary funding to assist in repairs.

This resolution provides that in accordance with section 302.8-1 of the Emergency Management Law, the Oneida Business Committee declares a public emergency and directs the Emergency Management Director to utilize the available resources to respond to the community, keep the community informed regarding the restoration of utilities and roads, and provide information regarding resources for community access to repair damage resulting from the June 15, 2022, weather emergency. The declaration of emergency shall remain in place for thirty (30) days.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

Enter the e-poll results into the record regarding the adopted BC resolution 06-21-22-A Amendment to...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|---|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

From: [Secretary](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [David P. Jordan](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#); [BC Agenda Requests](#)
Subject: E-POLL RESULTS: Adopt resolution entitled Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation
Date: Tuesday, June 21, 2022 4:31:49 PM
Attachments: [BCAR Adopt resolution entitled Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation.pdf](#)

E-POLL RESULTS

The e-poll adopt resolution entitled Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation, **has carried**. Below are the results:

Support: Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Marie Summers, Jennifer Webster

Aliskwet Ellis
Information Management Specialist
Government Administrative Office
O: 920.869.4408 • E: cellis1@oneidanation.org
P.O. Box 365 • Oneida, WI • 54155



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

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From: Secretary <TribalSecretary@oneidanation.org>
Sent: Monday, June 20, 2022 9:38 AM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>
Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>
Subject: E-POLL REQUEST: Adopt resolution entitled Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation
Importance: High

E-POLL REQUEST

-
Summary:

The attached resolution has been amended to removing the restrictions on the use of donation, based on a discussion that the OBC had last week with representatives from the Safe Shelter Board and Wise Women.

Justification for E-Poll:

The next Business Committee meeting will not take place until July 13, 2022.

-

Requested Action:

Adopt resolution entitled Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation

-

Deadline for response:

Responses are due no later than 4:30 p.m., Tuesday, June 21, 2022.

-

Voting:

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

Aliskwet Ellis

Information Management Specialist

Government Administrative Office

O: 920.869.4408 • E: cellis1@oneidanation.org

P.O. Box 365 • Oneida, WI • 54155



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Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Adopt resolution entitled Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

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| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Danelle Wilson, Executive Assistant

Oneida Nation

Post Office Box 365

Phone: (920)869-2214



Oneida, WI 54155

BC Resolution # Leave this line blank

Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation

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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 Business Committee adopted resolution # BC-04-27-22-B, *Approval of Use of Economic Development, Diversification and Community Development Funds for a Donation of \$150,000 to the Safe Shelter, Inc.* and restricted its use to programming activities; and

WHEREAS, the Oneida Business Committee has met with representatives of Safe Shelter, Inc. regarding the limitations on the donation, the financial future, and request for release of the restrictions in order to be able to provide services which include personnel costs; and

WHEREAS, the Oneida Business Committee agrees that removing the restrictions is appropriate;

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee amends resolution # BC-04-27-22-B by deleting the second Resolve and related restrictions on use of the donated funds.



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



Statement of Effect

Amendment to Resolution BC-04-27-22-B Removing Restrictions on Use of the Donation

Summary

The resolution amends resolution BC-04-27-22-B, *Approval of Use of Economic Development, Diversification and Community Development Funds for a Donation of \$150,000 to the Safe Shelter, Inc.*, by deleting the second Resolve and related restrictions on use of the donated funds.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office
Date: June 20, 2022

Analysis by the Legislative Reference Office

On April 27, 2022 the Oneida Business Committee adopted resolution BC-04-27-22-B, *Approval of Use of Economic Development, Diversification and Community Development Funds for a Donation of \$150,000 to the Safe Shelter, Inc.* Through the adoption of resolution BC-04-27-22-B the Oneida Business Committee approved an allocation of three hundred thousand dollars (\$300,000) from the Economic Development, Diversification and Community Development fund (“the Fund”) for the purpose of a donation to Safe Shelter, Inc. to continue operations.

The Oneida Business Committee has adopted resolutions which set aside funds disbursed from corporations to the Nation in the Fund and describes the process for accessing those funds. [*Resolutions BC-09-28-16-B, BC-07-12-17-A, BC-12-12-18-B, BC-01-23-19-C, BC-01-23-19-D, and BC-05-26-21-B*]. When a request to utilize monies from the Fund is received, the Review Team, comprised of the Strategic Planner, Business Analyst, and the Budget Analyst, review the request for use of the Fund and determines if the proposed use is consistent with the Fund. The Review Team is then required to provide a written recommendation to the Oneida Business Committee regarding whether to authorize the allocation from the Fund to a specific project identified by a contract number, CIP number, economic development opportunity number or other easily trackable number or designation. The Oneida Business Committee is then responsible for authorizing use of the Fund by a resolution clearly identifying the amount of funds authorized and purpose of the funds, which may be identified by a contract number, CIP number, economic development opportunity number or other easily trackable number or designation, and the employee responsible for authorizing expenditures of the authorized amount.

This authorization of the three hundred thousand dollars (\$300,000) allocation from the Fund for the donation to Safe Shelter, Inc. was recommended by the Review Team due to the fact that utilizing the Fund to support a homeless shelter is aligned with the Oneida Business Committee Broad Goals and approved Comprehensive Plan elements related to housing. Resolution BC-04-27-22-B specified that the three hundred thousand dollars (\$300,000) donation was not intended to be used for salaries or personnel expenses. The tracking number for this allocation of monies from the Fund was ED 22-001, and Safe Shelter, Inc. was designated as the party responsible for the expenditure of these funds.

This resolution provides that the Oneida Business Committee has met with representatives of Safe Shelter, Inc. regarding the limitations on the donation, the financial future, and request for release of the restrictions in order to be able to provide services which include personnel costs and has determined that removing the restrictions is appropriate. This resolution then amends resolution BC-04-27-22-B by deleting the second Resolve¹ and related restrictions on use of the donated funds.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

¹ **BE IT FUTHER RESOLVED**, the \$150,000 donation is not intended to be used for salaries or personnel expenses.

Enter the e-poll results into the record regarding the adopted BC resolution 06-22-22-A Oneida Nation...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

From: [Secretary](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [David P. Jordan](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#); [BC Agenda Requests](#)
Subject: E-POLL RESULTS #2: Adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan
Date: Wednesday, June 22, 2022 5:06:23 PM
Attachments: [BCAR Adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan.pdf](#)

E-POLL RESULTS

The e-poll to adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan, **has carried**. Below are the results:

Support: Daniel Guzman King, David P. Jordan, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Aliskwet Ellis
Information Management Specialist
Government Administrative Office
O: 920.869.4408 • E: cellis1@oneidanation.org
P.O. Box 365 • Oneida, WI • 54155



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From: Secretary <TribalSecretary@oneidanation.org>
Sent: Tuesday, June 21, 2022 10:28 AM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>
Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>
Subject: E-POLL REQUEST #2: Adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan
Importance: High

E-POLL REQUEST

-

Summary:

Self-Governance is requesting an e-poll to adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan. The spending plan allocates the Nation's one-time ARPA Housing Improvement funds to the Major Home Repair Program.

Justification for E-Poll:

The June 22, 2022, regular Business Committee meeting has been canceled and Aging and Disability Services would like to open the program to applicants beginning July 1, 2022. Per BC resolution 06-09-21-B, an approved spending plan by the Business Committee is required before ARPA funds can be allocated.

Requested Action:

Adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan.

Deadline for response:

Responses are due no later than 4:30 p.m., Wednesday, June 22, 2022.

Voting:

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

Aliskwet Ellis

Information Management Specialist

Government Administrative Office

O: 920.869.4408 • E: cellis1@oneidanation.org

P.O. Box 365 • Oneida, WI • 54155



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Business Committee Agenda Request

1. Meeting Date Requested: 06/21/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

To adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Elijah Metoxen, Elder Services Manager

Tina Jorgensen, Governmental Services Division Director

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Memo & SOP | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input checked="" type="checkbox"/> Other: Budgeted – Self Governance | |

8. Submission:

Authorized Sponsor: Melinda J. Danforth, Intergovernmental Affairs Director

Primary Requestor: Brandon Wisneski, Self Governance Assistant Coordinator

Memorandum

To: Oneida Business Committee
Cc: Melinda Danforth, IGAC Director
Tina Jorgensen, Governmental Services Director
Elijah Metoxen, Aging and Disability Resources Manager
From: Brandon Wisneski, Self-Governance Assistant Coordinator
Date: June 21, 2022
Re: E-Poll Request for BC Resolution entitled *Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan*

Brandon Wisneski

Digitally signed by Brandon
Wisneski
Date: 2022.06.20 17:35:23 -05'00'

Background

Self-Governance is requesting an e-poll to adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan. The spending plan allocates the Nation's one-time ARPA Housing Improvement funds to the Major Home Repair Program.

On July 10, 2021, the Nation received \$486,447 for Housing Improvement from the American Rescue Plan Act through the Nation's Self-Governance compact and funding agreement with the Department of the Interior. These one-time funds are available until expended. They are made available for Tribes to operate a Housing Improvement Program or to use for Tribal housing purposes related to recovery, and Tribes may use the funding for housing improvements as defined by the Tribe that are necessary for their community to meet housing needs. The funds may not be reprogrammed for any other use.

Beginning in August 2021, pursuant to BC Resolution 06-09-21-B, Self-Governance worked with Governmental Services, Aging and Disability Services, Comprehensive Housing, the Law Office, and the General Manager's office to identify a spending plan and potential uses for the funds. On January 18, 2022, members of the work team presented this topic to the Business Committee during a BC work session in order to receive feedback and direction on potential uses of the funds. The BC provided feedback to the team in support of putting the funding towards an updated version of the Major Home Repair program. Since that time, Aging and Disability Services and Governmental Services Division have updated the SOP and worked on the necessary planning and preparations for the program.

The purpose of the Major Home Repair Program is to provide major home repair services to eliminate health and/or safety risks to Oneida elder homeowners that live with Brown, Outagamie & Milwaukee Counties. This spending plan resolution authorizes the one-time ARPA BIA Home Improvement funds to be used for the Major Home Repair program, which is operated by Oneida Aging and Disability Services within the Governmental Services Division.

The resolution and statement of effect are attached. The SOP developed and approved by Aging and Disability Resources and Governmental Services Division for the Major Home Repair Program is also attached for information.

For clarity, this resolution authorizes Self-Governance to allocate the ARPA BIA Home Improvement funds towards the Major Home Repair program. Self-Governance's role is to ensure that this one-time funding is used in compliance with the American Rescue Plan Act, BIA guidance, and the direction of the Business Committee. Aging and Disability Resources and the Governmental Services Division administer the Major Home Repair program and their staff are available to answer any questions the Business Committee may have specific to their programs and services.

Justification for E-Poll:

The June 22, 2022, regular Business Committee meeting has been canceled. Aging and Disability Resources and the Governmental Services Division have notified Self-Governance that they would like to open the Major Home Repair Program to applicants beginning July 1, 2022.

Per BC resolution 06-09-21-B, an approved spending plan by the Business Committee is required before the ARPA funds can be allocated for this purpose. Since there are no other Business Committee meetings scheduled for the month of June, an e-poll of the spending plan resolution is required if the Business Committee would like the program to begin on July 1, 2022.

Requested Action:

Adopt the resolution entitled Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan.

Oneida Nation

Post Office Box 365

Phone: (920) 869-2214

Oneida, WI 54155



BC Resolution # _____

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Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan

- 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,** on March 11, 2021, the President signed the American Rescue Plan Act of 2021 (ARPA) which provided over \$31 billion in relief to Indian Country; and
- WHEREAS,** the ARPA identified \$900 million for the Bureau of Indian Affairs (BIA) to be available until expended; and
- WHEREAS,** the Nation received \$486,447 from the ARPA funds through the Nation's Self-Governance Compact with the U.S. Department of Interior; and
- WHEREAS,** these funds are made available for Tribes to operate a Housing Improvement Program or to use for Tribal housing purposes related to recovery; and
- WHEREAS,** these funds are one-time (non-recurring) funds and may not be reprogrammed for uses other than a Housing Improvement Program or tribal housing purposes related to recovery; and
- WHEREAS,** Tribes may use the funding for housing improvements as defined by the Tribe (and self certified by the Tribe) that are necessary for their community to meet housing needs; and
- WHEREAS,** pursuant to BC Resolution 06-09-21-B, the Business Committee tasked the Oneida Nation Office of Self-Governance to bring forward a resolution identifying how these funds will be spent; and
- WHEREAS,** the Oneida Nation Office of Self-Governance has worked with Governmental Services, Elder Services, Comprehensive Housing, the Law Office, and the General Manager's office to develop a spending plan for the funds; and
- WHEREAS,** in determining eligible uses for these funds, the Office of Self Governance reviewed the requirements set forth by the ARPA, guidance from the BIA, and authorities identified in Title IV of the Indian Self-Determination and Education Assistance Act; and

44 **WHEREAS,** the Major Home Repair Program operated by Oneida Aging and Disability Services is an
45 eligible use of the funds; and
46

47 **WHEREAS,** the purpose of the Major Home Repair Program is to provide major home repair services
48 to eliminate health and/or safety risks to Oneida elder homeowners that live within Brown,
49 Outagamie, & Milwaukee Counties; and
50

51 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the following ARPA
52 BIA Housing Improvement spending plan:
53

54 *Major Home Repair Program (\$486,447)*

- 55 • The one-time ARPA BIA Housing Improvement funds are allocated to the Major Home Repair
56 Program to provide major home repair services to eliminate health and/or safety risks to Oneida
57 elder homeowners that live with Brown, Outagamie & Milwaukee Counties. Oneida Governmental
58 Services Division and Oneida Aging and Disability Services have established a Standard Operating
59 Procedure (SOP) for the operation of the program and shall be responsible for its administration.



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



Statement of Effect

Oneida Nation American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement Spending Plan

Summary

This resolution approves the Oneida Nation's American Rescue Plan Act of 2021 Bureau of Indian Affairs Housing Improvement spending plan in accordance with resolution BC-06-09-21-B.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office

Date: June 8, 2022

Analysis by the Legislative Reference Office

On March 11, 2021, the U.S. President signed the American Rescue Plan Act of 2021 ("ARPA") which provided over thirty-one billion dollars (\$31,000,000,000) in relief to Indian Country. Of that amount, nine hundred million dollars (\$900,000,000) was identified for the Bureau of Indian Affairs ("BIA") to be available until expended. Per its Self-Governance Compact with the U.S. Department of Interior, the Nation received four hundred eighty-six thousand and four hundred and forty-seven dollars (\$486,447) from the ARPA funds to operate a Housing Improvement Program or to use for Tribal housing purposes related to recovery. The funds are provided on a one-time basis and may not be reprogrammed for uses other than a Housing Improvement Program or tribal housing purposes related to recovery.

On June 9, 2021, the Oneida Business Committee adopted resolution BC-06-09-21-B entitled, *Setting Goals for Application of Funding from the American Rescue Plan Act of 2021 to Direct Support to Individuals, Families, Community and the Oneida Nation*, which sets forth a process for the authorization and use of the ARPA 2021 Federal Relief Funds ("FRF"). Resolution BC-06-09-21-B provides that all funds allocated under ARPA that are not included in ARPA FRF shall be presented to the Oneida Business Committee for approval by resolution and managed through the Grants Office, or, when deriving from a self-governance contract, through the Self-Governance Office.



The Nation's Self-Governance Office has worked with the Governmental Services, Elder Services, Comprehensive Housing, the Oneida Law Office, and the General Manager's office to create a spending plan for these funds and is bringing forward this resolution in accordance with the responsibility delegated to the Self-Governance Office in resolution BC-06-09-21-B when funds allocated under ARPA are not included in the ARPA FRF. In developing the spending plan, the Self-Governance Office relied upon the: ARPA requirements; guidance from the BIA; authorities identified in Title IV of the Indian Self-Determination and Education Assistance Act. It has been determined that the Major Home Repair Program operated by Oneida Aging and Disability Services is an eligible use of the funds.

Through the adoption of this resolution, the Oneida Business Committee approves the following ARPA BIA Housing Improvement spending plan:

- ***Major Home Repair Program (\$486,447)***. The one-time ARPA BIA Housing Improvement funds are allocated to the Major Home Repair Program to provide major home repair services to eliminate health and/or safety risks to Oneida elder homeowners that live with Brown, Outagamie & Milwaukee Counties. Oneida Governmental Services Division and Oneida Aging and Disability Services have established a Standard Operating Procedure (SOP) for the operation of the program and shall be responsible for its administration.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

 <p>GOVERNMENTAL SERVICES DIVISION (GSD) STANDARD OPERATING PROCEDURE</p>	<p>TITLE: Major Home Repair Program</p>	<p>ORIGINATION DATE: 4/12/2010 REVISION DATE: 05/2013, 02/2015, 12/2017, 03/2022, 6-13- 22 EFFECTIVE DATE: immediately</p>
<p>DIVISION: Governmental Services Divisional Director</p>	<p>APPROVED BY: </p>	<p>DATE: Digitally signed by Tina Jorgensen, MS, RDN Date: 2022.06.13 15:17:15 -05'00'</p>
<p>DEPARTMENT: Aging & Disability Manager</p>	<p>APPROVED BY: Elijah G. Metoxen</p>	<p>DATE: Digitally signed by Elijah G. Metoxen Date: 2022.06.13 15:14:16 -05'00'</p>

1. **PURPOSE:** To provide major home repair services to eliminate a health and/or safety risks to Oneida elder homeowners that live within Brown, Outagamie, & Milwaukee County.

2. **DEFINITIONS:**

- 2.1 **ADA:** American Disabilities Act
- 2.2 **AS400 System:** Oneida Nation Financial System.
- 2.3 **COGNOS:** Accounts payable System
- 2.4 **Cosmetic Repairs:** pertaining only to the surface or appearance of something i.e., paint, floor covering, stain, landscaping, beautification vs. function
- 2.5 **Enrolled Member:** Client enrolled in the Oneida Nation.
- 2.6 **Health & Safety:** Extensive interior or exterior work performed to alleviate critical health, life and safety issues or code violations for homeowners in need.
- 2.7 **Homeownership:** A person who owns the home she or he lives.
- 2.8 **Major Home Repair:** A repair by a licensed professional or specialist to fix the home.
- 2.9 **Prefabricated Home:** A home built in sections in an off-site, climax-controlled factory and assembled on-site onto a foundation.
- 2.10 **R-Value:** A measure of thermal resistance used in the building and construction industry.
- 2.11 **Scope of Work:** A document that specifies all the criteria of a contract between the contractor and the customer. It clearly documents the project requirements, deliverables, end products, documents and reports that are expected to be provided by the contractor, listing the work to be completed.
- 2.12 **Service Request (SR):** A form used to obtain client information, needs and is distributed to the proper Supervisor/Project Manager for completion of service and client satisfaction signature.
- 2.13 **Stick Built Home:** A home constructed on-site around a stick frame.

3. **WORK STANDARDS:**

- 3.1 **Services for Major Home Repairs are dependent on available funding. Each fiscal year, the funding will be split into quarters for eligibility to occur throughout the year. For instance, for funding in the amount of \$250,000, there will be 6 applications accepted per quarter.**
- 3.2 All requests for services must be initiated through Oneida Aging and Disability Service’s Service Specialist. Request during normal business hours. An Annual Assessment must be on file or up to date to begin services.
- 3.3 Once all eligibility requirements are met, the Home Chore Supervisor will send an a Major Home Repair Packet with instructions to the homeowner once their name comes up on Major Home list
- 3.4 The homeowner is liable for any increase in property tax or homeowner’s insurance. Homeowner is required to notify their homeowner’s insurance carrier of repair.
- 3.5 Home Chore Supervisor will contact client if request is denied.
 - 3.5.1 A denial letter and reason will be sent by the Service Specialist and a copy placed in

customer's file.

- 3.5.2 All major home repairs must meet the eligibility requirements and deemed a health and safety concern. Elders who meet the eligibility requirements may be eligible for a lifetime maximum of \$10,000 per household address.

3.6 **Eligibility Requirements:**

- 3.6.1 Must be an enrolled Oneida Tribal Member. Applicant must present Oneida Tribal Identification documentation.
- 3.6.2 Applicant must be 65 years of age or older.
- 3.6.3 Must be at or below 250% of the Federal Poverty level
- 3.6.3.1 1 person - \$33,975
- 3.6.3.2 2 person - \$45,775
- 3.6.4 Applicant's home must be located within the counties of Brown, Outagamie, or Milwaukee.
- 3.6.5 Must own your own home for at least five (5) years prior to services for major home repair, and the title must be in the Oneida tribal elder member's name.
- 3.6.5.1 A copy of the deed or title of the home must be provided to prove ownership.
- 3.6.5.2 If the Home Chore Supervisor or anyone else associated with the Major Home Program has reason to believe that the applicant resides elsewhere, the program may investigate, or proof of primary residency may be requested from the applicant.
- 3.6.6 Must provide proof of homeowner's insurance or if you cannot get insurance coverage due to the repairs needed, provide copy of the denial letter from the insurance company that specifically states why they cannot insure your home.
- 3.6.7 If more than one home must provide proof, (utility bill, water bill as verification of residency.) Repairs will be provided at the primary residence only.
- 3.6.8 The SR may be denied, or repairs may be canceled if there is reason to believe that the SR is not associated with the applicant's primary residence
- 3.6.9 Must get the Consent, Assumption of Risk, Indemnification, and Hold Harmless Agreements notarized; relieving Oneida Aging and Disability Services and/or the Oneida Nation of all liability.
- 3.6.10 Must exhaust all other resources first i.e. Homeowner's insurance, WHEAP program, etc. Aging and Disability Resource Specialist (ADRS) can assist with information and the Service Specialist may be able to assist with available resource applications.

3.7 **Eligible Repairs:** Must be a health and safety issue of main living space.

- 3.7.3 Roof repair and /or replacement includes rain gutters, downspouts and attached garage only.
- 3.7.4 Interior household electrical repair
- 3.7.5 Interior household plumbing repair
- 3.7.6 Window replacement (rotting, mold on frames)
- 3.7.7 Subfloor repair or replacement
- 3.7.8 Add insulation for proper R-value
- 3.7.9 Foundational repairs
- 3.7.10 Doors, including patio doors for ADA compliance
- 3.7.11 Access to entry way to home with ramp for disabled or handicapped.
- 3.7.12 Siding; eligible only per homeowner insurance denial
- 3.7.13 Repairs or assistance on homes with medical recommendation to include ie: breathing condition, severe allergies, however this is not an ALL-INCLUSIVE list and requests are reviewed.

4. **PROCEDURES:**

- 4.6 Service Specialist will document request on SR and:

- 4.6.3 Verify homeowner has updated assessment on file.
- 4.6.4 Verify Homeownership & Title is of requesting elder.
- 4.7 Service Specialist forward SR to Home Chore Supervisor and maintain the SR pink copy for monitoring.
- 4.8 Home Chore Supervisor will verify available funding amount, verify if any previous repairs done through the Major Home Program to stay within allotted lifetime amount.
- 4.9 Home Chore Supervisor will mail out a Major Home Packet to the Homeowner. Homeowner will receive the following in the packet:
 - 4.9.3 Acceptance letter
 - 4.9.4 Checklist of items needed for office file
 - 4.9.5 Scope of Work
 - 4.9.6 Consent, Assumption of Risk, Indemnification, and Hold Harmless Agreements that will need to be notarized.
 - 4.9.7 List of contractors to contact for BIDS for listed home repair
- 4.10 **Bid process:** Must follow Tribe's SOP on Competitive Bidding Process.
 - 4.10.3 Home Chore Supervisor will develop Scope or Work for BID process.
 - 4.10.4 Homeowner must provide justification in writing for the choice of the highest bidder.
 - 4.10.5 Homeowner will solicit bids from vendors/contractors from the Oneida Nation Vendor List, or vendors of their choice for three (3) bids and submit bids to the Home Chore Supervisor.
 - 4.10.6 Home Chore Supervisor verifies completed Vendor Contract, Standard Construction Agreement contract with signed Exhibit A, (Oneida Aging and Disability Services Major Home Program Requirements for Vendors and Checklist).
 - 4.10.7 Contractor/supplier is not allowed to place a lien waiver against the home.
 - 4.10.8 Any repair or improvement outside of the "contract for services" is between the homeowner and the contractor and not a part of the contract.
 - 4.10.9 All work performed will have at least one-year workmanship warranty by the vendor. The product warranty will be the responsibility of the homeowner to maintain. **Any warranty work shall be requested by the homeowner to the contractor for follow-up within that one year.** The one-year period starts when the final inspection is completed and signed by Zoning. Copy of Inspection report will be mailed to Client.
 - 4.10.10 It is the vendor/contractor's responsibility to obtain a building permit from Oneida Zoning Department.
 - 4.10.11 Vendor/Contractor must provide Contractor's License Credentials number to verify status to the Major Home Program.
 - 4.10.12 All bids must include **itemized:**
 - 4.10.12.1 material costs
 - 4.10.12.2 labor costs
 - 4.10.12.3 Any other costs associated with the project
 - 4.10.13 If a contractor is threatened in any way, we reserve the right to stop any work for the Define (we) safety of the contractors. Work will be halted, and Contractor will be paid for work performed.
 - 4.10.14 If client is threatened by the contractor, all work will be halted, and the next apparent bidder will be offered the contract.
- 4.11 **Approval**
 - 4.11.3 Homeowner and vendor/contractor sign the contract. Copies are given to both parties for their records.
 - 4.11.4 A Requisition is completed and forwarded through the chain of authority for approval.
- 4.12 Purchasing will provide Aging and Disability Services and vendor/contractor with the Purchase Order (PO) number.
 - 4.12.3 Upon the issuance of the Purchase Order, Aging and Disability Services will notify vendor/contractor.

- 4.12.4 Vendor/Contractor may commence work under the Agreement/Contract.
- 4.12.5 No work may be commenced, and no materials may be ordered under the Agreement/Contract until vendor and homeowner have signed the Agreement/Contract, all appropriate approvals have been obtained, a Purchase Order has been issued unless deemed an emergency repair.
- 4.13 Home Chore Supervisor will process payment. *See exhibit A on compensation and payment.*
- 4.14 Vendor submits final itemized invoice to Home Chore Supervisor upon completion of contract work.
- 4.15 Home Chore Supervisor and Zoning Inspector will do a final inspection and obtain homeowner's signature on Service Request within 5 – 10 business days of completion of project.
- 4.16 All projects require Zoning Inspector Final Inspection Report.
- 4.17 Home Chore Supervisor & Administrative Assistant will process payment.
- 4.18 **Reimbursement:** If the house is sold or ownership changes within 5 years of the completed work, Aging and Disability Services will request reimbursement. Forgiveness will be at 20% of the total cost of the project for each year that the applicant lived in the home after the major home repair was completed.
 - 4.18.3 The Major Home Program may waive the amount due for reasons including but not limited to:
 - 4.18.3.1 Death of applicant
 - 4.18.3.2 Applicant being placed in assisted living or nursing home
 - 4.18.3.3 Other reasons outside the control of the applicant
- 4.19 If reimbursement agreement is entered and not paid, Aging and Disability Services will attach per capita payments pursuant to the Per Capita Law to obtain reimbursement.

5. REFERENCES:

- 5.6 Service Requests
- 5.7 Competitive Bidding Process

6. FORMS:

- 6.6 Release of All Claims Form
- 6.7 Consent, Assumption of Risk, Indemnification, and Hold Harmless Agreement

Enter the e-poll results into the record regarding the adopted BC resolution 06-28-22-A Summer Savings.

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- Bylaws
- Fiscal Impact Statement
- Presentation
- Contract Document(s)
- Law
- Report
- Correspondence
- Legal Review
- Resolution
- Draft GTC Notice
- Minutes
- Rule (adoption packet)
- Draft GTC Packet
- MOU/MOA
- Statement of Effect
- E-poll results/back-up
- Petition
- Travel Documents
- Other: *Describe*

4. Budget Information:

- Budgeted
- Budgeted – Grant Funded
- Unbudgeted
- Not Applicable
- Other: *Describe*

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

From: [Secretary](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [David P. Jordan](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#); [BC Agenda Requests](#)
Subject: E-POLL RESULTS: Adopt the resolution entitled Summer Savings at the Pump Program
Date: Wednesday, June 29, 2022 10:37:39 AM
Attachments: [BCAR Adopt the resolution entitled Summer Savings at the Pump Program.pdf](#)
[LL comment beyond vote.pdf](#)

E-POLL RESULTS

The e-poll to adopt the resolution entitled Summer Savings at the Pump Program, **has carried**. Below are the results:

Support: Tina Danforth, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Per section 5.2.c. of the OBC SOP "[Conducting Electronic Voting \(E-polls\)](#)", attached are copies of any comment made by an OBC member beyond a vote.

Aliskwet Ellis
Information Management Specialist
Government Administrative Office
O: 920.869.4408 • E: cellis1@oneidanation.org
P.O. Box 365 • Oneida, WI • 54155



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

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From: Secretary <TribalSecretary@oneidanation.org>
Sent: Monday, June 27, 2022 9:18 AM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>
Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>
Subject: E-POLL REQUEST: Adopt the resolution entitled Summer Savings at the Pump Program
Importance: High

E-POLL REQUEST

-
Summary:

At the June 14, 2022, BC Work Session, the Business Committee agreed with bringing forward a proposal for a fuel relief program utilizing the Wisconsin Tribal Assistance Grant Fund. Finance has also noted that there were unbudgeted FY-2020 carry-over funds available.

Justification for E-Poll:

The members have been negatively impacted by rising inflation rates and significantly increasing costs of gas costs. Since this impacts members ability to maintain employment and provide for their families, it is imperative that we provide assistance. Based on a discussion at a previous work meeting and work with the Legislative Reference Office and Chief Financial Officer, I have identified a proposed GWA program for the Oneida Business Committee to consider.

The June 22, 2022, regular Business Committee meeting has been canceled, and the Oneida Trust and Enrollments would like to open the program to applicants beginning July 1, 2022. Per BC resolution 06-09-21-B, an approved spending plan by the Business Committee is required before Wisconsin Tribal Assistance Grant funds can be allocated.

-
Requested Action:

Adopt the resolution entitled Summer Savings at the Pump Program.

-
Deadline for response:

Responses are due no later than 4:30 p.m., Tuesday, June 28, 2022.

-
Voting:

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

Aliskwet Ellis

Information Management Specialist

Government Administrative Office

O: 920.869.4408 • E: cellis1@oneidanation.org

P.O. Box 365 • Oneida, WI • 54155



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

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From: [Lisa A. Liggins](#)
To: [David P. Jordan](#); [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Daniel P. Guzman](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#)
Subject: Re: E-POLL REQUEST: Adopt the resolution entitled Summer Savings at the Pump Program
Date: Monday, June 27, 2022 9:27:48 AM

Support.

Note: There is one more typo of “Further” in line 74 that needs to be corrected prior to certification.

[Lisa Liggins](#)
Secretary
Oneida Business Committee

Business Committee Agenda Request

1. Meeting Date Requested: 06/27/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

To adopt the resolution entitled Summer Savings at the Pump Program

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Keith Doxtater

Melinda Danforth

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|---|---|
| <input type="checkbox"/> Bylaws | <input checked="" type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|--|---|
| <input checked="" type="checkbox"/> Budgeted – Tribal Contribution | <input checked="" type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Marie Summers, Councilwoman

Primary Requestor: (Name, Title/Entity)



Memorandum

To: Oneida Business Committee (OBC)

From: Marie Summers, OBC Councilwoman

Date: June 24, 2022

Re: E-Poll Request for BC Resolution entitled *Summer Savings at the Pump Program*

Background

At the June 14, 2021, BC agreed with bringing forward a proposal for a fuel relief program utilizing the Wisconsin Tribal Assistance Grant Fund. Finance has also noted that there were unbudgeted FY2020 carry-over funds available.

Justification for E-Poll:

The members have been negatively impacted by rising inflation rates and significantly increasing costs of gas costs. Since this impacts members ability to maintain employment and provide for their families, it is imperative that we provide assistance. Based on a discussion at a previous work meeting and work with the Legislative Reference Office and Chief Financial Officer, I have identified a proposed GWA program for the Oneida Business Committee to consider.

The June 22, 2022, regular Business Committee meeting has been canceled, and the Oneida Trust and Enrollments would like to open the program to applicants beginning July 1, 2022. Per BC resolution 06-09-21-B, an approved spending plan by the Business Committee is required before Wisconsin Tribal Assistance Grant funds can be allocated.

Requested Action:

Adopt the BC Resolution entitled *Summer Savings at the Pump Program*.

Yaw^ko,
Marie

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



**BC Resolution # Leave this line blank
 Summer Savings at the Pump Program**

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- 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 U.S. government reported that inflation, as measured by the consumer price index, jumped to a new forty (40) year high of 8.6% in May; and
- WHEREAS,** fuel prices in the U.S. are hitting record highs nationally and the U.S. average for the price of a gallon of regular gasoline hit four dollars and ninety-nine cents (\$4.99) according to the most recent reading from American Automobile Association; and
- WHEREAS,** oil prices have increased in global markets due to a variety of factors such as increased demand for gasoline during the summer season, and the cut-off of Russian oil shipments due to the war in Ukraine; and
- WHEREAS,** members of the Nation continues to experience hardships due to the economic impacts of COVID-19 pandemic such as the price increases; and
- WHEREAS,** Governor Evers included eleven million dollars (\$11,000,000) in the Wisconsin Tribal Assistance Grant for Wisconsin tribes to use for non-gaming related expenses; and
- WHEREAS,** based on the Nation’s employment figures one million three hundred and seventy-eight thousand one hundred dollars (\$1,378,100) of the eleven million dollars (\$11,000,000) available from the Wisconsin Tribal Assistance Grant is allocated to be paid to the Nation before June 30,2022; and
- WHEREAS,** the Oneida Business Committee was charged with developing a spending plan for the Wisconsin Tribal Assistance Grant Funds; and
- WHEREAS,** due to the Nation’s inability to undertake many activities in Fiscal Year 2020, there are available funds from Fiscal Year 2020 that remain unspent; and
- WHEREAS,** the Oneida General Welfare law was adopted by the Oneida Business Committee through resolution BC-12-08-21-A for the purpose of governing how the Nation provides assistance to eligible members, on a non-taxable basis, through approved programs that promote the general welfare of the Nation pursuant to the principles of the General Welfare Exclusion; and

44
45 **WHEREAS,** the Oneida Business Committee has determined it would be beneficial for the general
46 welfare of the Nation's membership to create an approved program under the Oneida
47 General Welfare law to provide financial assistance to members of the Nation to aid them
48 with the rising costs of gasoline prices; and
49

50 *Establishment and Purpose*

51 **NOW THEREFORE BE IT RESOLVED,** the Oneida Business Committee hereby adopts and establishes
52 the *Summer Savings at the Pump Program* as an approved program of the Nation in accordance with the
53 Oneida General Welfare law.
54

55 **BE IT FURTHER RESOLVED,** the purpose of the *Summer Savings at the Pump Program* is to provide
56 financial assistance to members of the Nation to aid them with the rising costs of gasoline prices to ensure
57 that their general welfare needs can continue to be met.
58

59 *Eligibility for Assistance*

60 **BE IT FURTHER RESOLVED,** any enrolled member of the Nation who is at least eighteen (18) years of
61 age or older on or before June 30, 2022, shall be eligible for assistance from the *Summer Savings at the*
62 *Pump Program*.
63

64 *Funding Source*

65 **BE IT FURTHER RESOLVED,** the *Summer Savings at the Pump Program* shall be funded as follows.
66 1. In accordance with section 121.6-4(c) of the Budget Management law by allocating the unbudgeted
67 supplemental funding consisting of the one million three hundred and seventy-eight thousand one
68 hundred dollars (\$1,378,100) of the Wisconsin Tribal Assistance Grant; and
69 2. In accordance with section 121.6-4(a) of the Budget Management law by approving the unbudgeted
70 expense and utilizing the one million seven hundred thousand dollars (\$1,700,000) in carry-over
71 funds from Fiscal Year 2020.
72

73 *Qualifications for General Welfare Exclusion*

74 **BE IT FURTHER RESOLVED,** the *Summer Savings at the Pump Program* meets the requirements of the
75 General Test as defined in the Oneida General Welfare law; General Criteria as defined in I.R.S. Rev. Proc.
76 2014-35, section 5; and the requirements of the Tribal General Welfare Exclusion Act of 2014, 26 U.S.C.
77 §139E(b). The assistance provided through the *Summer Savings at the Pump Program* is:

- 78 ▪ paid on behalf of the Nation;
- 79 ▪ pursuant to an approved program of the Nation;
- 80 ▪ does not discriminate in favor of members of the governing body of the Nation;
- 81 ▪ available to any eligible member of the Nation who meets the guidelines of the approved program;
- 82 ▪ provided for the promotion of general welfare;
- 83 ▪ not lavish or extravagant;
- 84 ▪ not compensation for services; and
- 85 ▪ not a per capita payment.
86

87 *Distribution of Funds*

88 **BE IT FURTHER RESOLVED,** that the Oneida Trust Enrollment Department shall be responsible for the
89 distribution of funds for the *Summer Savings at the Pump Program*.
90 ▪ The Oneida Trust Enrollment Department shall make available an application form for the *Summer*
91 *Savings at the Pump Program* of a one-time payment of \$300.
92 ▪ The Oneida Trust Enrollment Department shall oversee the collection, review, and permitted
93 distribution of funds from the *Summer Savings at the Pump Program* to the qualifying recipients.

- 94 ▪ The Oneida Trust Enrollment Department shall be responsible for maintenance of records for the
95 *Summer Savings at the Pump Program*. The recipient shall retain receipts for the expenditure of
96 the funds associated with the *Summer Savings at the Pump Program*.

97
98 *Term of Program*

99 **BE IT FINALLY RESOLVED**, that the *Summer Savings at the Pump Program* shall begin no later than July
100 1, 2022, and end on September 30, 2022, or when the allocated funding has been fully expended.
101



Statement of Effect
Summer Savings at the Pump Program

Summary

This resolution establishes the *Summer Savings at the Pump Program* as an approved program of the Nation in accordance with the Oneida General Welfare law for the purpose of providing financial assistance to members of the Nation to aid them with the rising costs of gasoline prices to ensure that their general welfare needs can continue to be met.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office
Date: June 24, 2022

Analysis by the Legislative Reference Office

The Oneida General Welfare law was adopted by the Oneida Business Committee through resolution BC-12-08-21-A for the purpose of governing how the Nation provides assistance to eligible members, on a non-taxable basis, through approved programs that promote the general welfare of the Nation pursuant to the principles of the General Welfare Exclusion. [10 O.C. 1001.1-1, 1001.1-2]. The Nation may provide benefits to recipients, which are excludable from the gross income of those recipients, under an approved program for the promotion of the general welfare of the Nation as long as the assistance:

- satisfies the requirements for exclusion under 26 U.S.C. §139E;
- is provided under a Safe Harbor Program listed and detailed in I.R.S. Rev. Proc. 2014-35 or subsequent Internal Revenue Service procedures or regulations; or
- meets the criteria of the General Test under the I.R.S. General Criteria of General Welfare exclusion listed in I.R.S. Rev. Proc. 2014-35, section 5.02(1). [10 O.C. 1001.4-1].

The criteria of the General Test require that any such assistance or benefit provided by the Nation:

- is paid on behalf of the Nation;
- is provided pursuant to an approved program;
- does not discriminate in favor of members of the governing body of the Nation;
- is available to any member of the Nation who meets the guidelines of the approved program;
- is provided for the promotion of general welfare;
- is not lavish or extravagant;
- is not provided for compensation for services; and
- is not a per capita payment. [10 O.C. 1001.4-2(a)-(h)].

An approved program shall be established and operated to promote the general welfare of the Nation, including programs designed to enhance the promotion of health, education, self-sufficiency, self-determination, and the maintenance of culture and tradition, entrepreneurship, and employment. [10 O.C. 1001.4-3(a)]. An approved program is required to meet all criteria of the General Test. [10 O.C. 1001.4-3(d)]. The Oneida Business Committee has the authority to create

an approved program on behalf of the Nation through the adoption of either a law or resolution. [10 O.C. 1001.5-1]. An approved program is adopted through a law if the approved program will function on a permanent basis, and if the approved program will function on a limited term, then the approved program can be adopted through a resolution. [10 O.C. 1001.5-1(a)-(b)]. The law or resolution that adopts the approved program is required to contain the following information:

- Name of the approved program;
- Purpose of the approved program;
- Eligibility rules and limitations for approved program;
- Funding source for approved program;
- How the approved program qualifies for General Welfare Exclusion; and
- Start and end date of approved program, if the approved program will operate on a limited term. [10 O.C. 1001.5-1(c)].

This resolution adopts and establishes the *Summer Savings at the Pump Program* as an approved program of the Nation in accordance with the Oneida General Welfare law for the purpose of providing financial assistance to members of the Nation to aid them with the rising costs of gasoline prices to ensure that their general welfare needs can continue to be met. This resolution meets the requirements for the contents of a proposed approved program as provided for in section 1001.5-1(c) of the Oneida General Welfare law by providing the following information:

- ***Establishment and Purpose.*** The *Summer Savings at the Pump Program* is established as an approved program of the Nation in accordance with the Oneida General Welfare law for the purpose of providing financial assistance to members of the Nation to aid them with the rising costs of gasoline prices to ensure that their general welfare needs can continue to be met.
- ***Eligibility.*** Any enrolled member of the Nation who is at least eighteen (18) years of age or older on or before June 30, 2022, shall be eligible for assistance from the Summer Savings at the Pump Program.
- ***Funding Source.*** The *Summer Savings at the Pump Program* shall be funded as follows:
 - In accordance with section 121.6-4(c) of the Budget and Finances law, by allocating the unbudgeted supplemental funding consisting of the one million three hundred and seventy-eight thousand one hundred dollars (\$1,378,100) of the Wisconsin Tribal Assistance Grant; and
 - In accordance with section 121.6-4(a) of the Budget and Finances law, by approving the unbudgeted expense and utilizing the one million seven hundred thousand dollars (\$1,700,00) in carry-over funds from Fiscal Year 2020.
- ***Qualifications for General Welfare Exclusion.*** The *Summer Savings at the Pump Program* meets the requirements of the General Test as defined in the Oneida General Welfare law; General Criteria as defined in I.R.S. Rev. Proc. 2014-35, section 5; and the requirements of the Tribal General Welfare Exclusion Act of 2014, 26 U.S.C. §139E(b). The assistance provided through the *Summer Savings at the Pump Program* is:
 - paid on behalf of the Nation;
 - pursuant to an approved program of the Nation;
 - does not discriminate in favor of members of the governing body of the Nation;
 - available to any eligible member of the Nation who meets the guidelines of the approved program;

- provided for the promotion of general welfare;
- not lavish or extravagant;
- not compensation for services; and
- not a per capita payment.
- ***Distribution of Funds.*** The Oneida Trust Enrollment Department is identified as the area responsible for the distribution of funds from the *Summer Savings at the Pump Program*, which includes responsibilities for developing an application form; oversight of the collection, review, and permitted distribution of funds; and maintenance of records.
- ***Term of Program.*** The *Summer Savings at the Pump Program* shall begin no later than July 1, 2022, and end on September 30, 2022, or when the allocated funding has been fully expended.

Additionally, the resolution mentions that the Oneida Business Committee has been delegated the responsibility to develop a spending plan for these Wisconsin Tribal Assistance Grant Funds. The Budget and Finances law requires that in the event that the Nation receives any unbudgeted supplemental or emergency funding of two hundred and fifty thousand dollars (\$250,000) or more, the Oneida Business Committee shall develop and adopt, through resolution, a spending plan to guide expenditures of the supplemental funding in accordance with any provided guidance for the supplemental funding and audit compliance. [1 O.C. 121.6-4(c)]. In accordance with section 121.6-4(c) of the Budget and Finances law, the unbudgeted supplemental funding received from the State of Wisconsin, in the amount of one million three hundred and seventy-eight thousand one hundred dollars (\$1,378,100) from the Wisconsin Tribal Assistance Grant, is allocated for the *Summer Savings at the Pump Program*, and this resolution serves as the spending plan.

Additionally, this resolution provides that the *Summer Savings at the Pump Program* will also be funded with the one million seven hundred thousand dollars (\$1,700,00) in carry-over funds from Fiscal Year 2020. The Budget and Finances law addresses the approval of unbudgeted expenditures and provides that a fund unit shall not make an unbudgeted expenditure unless approval is granted by the Oneida Business Committee. [1 O.C. 121.6-4(a)]. The Chief Financial Officer is required to provide the Oneida Business Committee a written fiscal analysis and any input on the potential unbudgeted expenditure. *Id.* The Oneida Business Committee then approves any unbudgeted expenditure through the adoption of a resolution prior to the expenditure being made by a fund unit. *Id.* This resolution serves as the approval of the unbudgeted expenditure of one million seven hundred thousand dollars (\$1,700,00) for the *Summer Savings at the Pump Program*, funded through the carry-over funds from Fiscal Year 2020.

The Budget and Finances law then goes on to provide that the Oneida Business Committee shall set through resolution a threshold amount for unbudgeted expenditures that require notification by the Oneida Business Committee to the General Tribal Council at the next available General Tribal Council meeting. [1 O.C. 121.6-4(b)]. Through the adoption of resolution BC-05-11-22-B, *Amendments to the Budget Management and Control law*, the Oneida Business Committee reaffirmed resolution BC-10-08-08-A, *Adopting Expenditure Authorization and Reporting Requirements*, which requires that expenditures for items and specific projects which were not identified in the approved budget and total two hundred and fifty thousand dollars (\$250,000) or more, to be formally noticed to the General Tribal Council at the next available General Tribal Council regular or special meeting. Therefore, the one million seven hundred thousand dollars

(\$1,700,00) for the *Summer Savings at the Pump Program* will be required to be noticed to the General Tribal Council at the next available meeting in accordance with section 121.6-4(b) of the Budget and Finances law.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

Date: June 24th 2020;

From: Larry Barton, Chief Financial Officer

To: Oneida Business Committee

Re: Fiscal Analysis: Fuel/Energy Assistance GWE
(General Welfare Exclusion)

I. Background

A. History

The Fuel/Energy Assistance referred to as: Summer Savings at the Pump Program was formulated with the express intent of alleviating financially burdensome fuel & related energy prices which have recently reached record levels averaging as high as \$5.00 (Five Dollars per gallon) of gasoline (National Average). Members have been detrimentally impacted financially with a combination of high fuel prices and elevated inflation reaching a 40 (forty) year high at 8.6% for the trailing 12 months.

B. Summary of Content

Financial relief in the method of a General Welfare Exclusion in compliance with Tribal Law is proposed to financially assist the eligible membership who are over age (Eighteen) on or before of June 30th 2022.

The stipulated sum identified for purpose of payment to eligible members for this Program/General Welfare Exclusion is \$3,078,100.00. (Three-Million Seventy-Eight Thousand One-Hundred Dollars and No Cents).

Identified to fund the Summer Savings at the Pump Program are two identified sources:

1. Budget Carry-Over from Fiscal Year 2020 of \$1,700,000. (One-Million Seven-Hundred Thousand Dollars and No Cents);
2. State of Wisconsin Tribal Assistance Grant Funds in the amount of \$1,378,100. (One-Million Three-Hundred and Seventy-Eight Thousand One-Hundred Dollars and No Cents).

C. Methodology and Assumptions

1. A “Fiscal Impact Statement” means an identifiable or estimated cost for the fiscal year. Financial costs include start-up costs, personnel, office, documentation costs, as well as an estimate of the amount of time for a agency to comply with the law after implementation.
2. Finance does NOT identify the source of funding for the estimated cost to allocate funds to the Proposed Resolution.

D. The analysis is complete and accurate as of the date of the stated memorandum above.

II. Fiscal Impact

The funds identified from the State of Wisconsin are derived from external sources as Revenue in the amount of \$1,378,000. (One-Million Three-Hundred and Seventy-Eight Thousand Dollars and No Cents). Fiscal Year 2020 Funds of \$1,700,000. (One Million Seven-Hundred Thousand Dollars and No Cents) are also identified to transact this Resolution. The combined amount of funds identified is \$3,078,100. (Three-Million Seventy-Eight Thousand One-Hundred Dollars and No Cents);

The scale or aggregate size of this identified payment will not have a detrimental effect or impact to cash availability or forward-looking financial capacity for maintaining functionality of operations. Finance confirms availability of funds to transact the scope of the Summer Savings at the Pump Resolution.

III. Recommendation

Finance does not make a recommendation regarding course of action in the proposed matter. The purpose of this Fiscal Analysis so that the Oneida Business Committee and General Tribal Council has the information for which to render a decision. Noteworthy, as stated by the Resolution

complies the Finance Law and General Welfare Exclusion Act of 2014. The distribution guidelines are specifically cited in the Resolution.

Enter the e-poll results into the record regarding the adopted BC resolution 07-01-22-A Fireworks Display

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

From: [Secretary](#)
To: [BC Agenda Requests](#)
Subject: FW: E-POLL RESULTS: Adopt resolution entitled Fireworks Display for 48th Annual Oneida Nation Pow Wow.
Date: Tuesday, July 5, 2022 8:03:03 AM
Attachments: [image001.png](#)
[BCAR Adopt resolution entitled Fireworks Display for 48th Annual Oneida Naton Pow Wow.pdf](#)

From: Secretary <TribalSecretary@oneidanation.org>
Sent: Friday, July 1, 2022 9:29 AM
To: Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>; Secretary <TribalSecretary@oneidanation.org>
Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>
Subject: E-POLL RESULTS: Adopt resolution entitled Fireworks Display for 48th Annual Oneida Nation Pow Wow.

E-POLL RESULTS

The e-poll to adopt resolution entitled Fireworks Display for 48th Annual Oneida Nation Pow Wow., **has carried**. Below are the results:

Support: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Brooke Doxtator
Boards, Committees, and Commissions Supervisor
Government Administrative Office (GAO)

office 920.869.4452



From: Secretary <TribalSecretary@oneidanation.org>
Sent: Thursday, June 30, 2022 11:01 AM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <lliggins@oneidanation.org>; Daniel P. Guzman

<dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>

Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmtoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>

Subject: E-POLL REQUEST: Adopt resolution entitled Fireworks Display for 48th Annual Oneida Nation Pow Wow.

E-POLL REQUEST

-

Summary:

A fireworks display is scheduled for the Oneida Pow Wow on Saturday, July 2, 2022. It has been quite some time since the Oneida Nation has provided a fireworks display. As a result, the permitting portion by the Nation was overlooked. The last time this occurred was by resolution # BC-04-25-12-A regarding the Taste of Oneida.

Justification for E-Poll:

The permit needs to be in place prior to the fireworks display on Saturday, July 2, 2022.

-

Requested Action:

Adopt resolution entitled Fireworks Display for 48th Annual Oneida Nation Pow Wow.

-

Deadline for response:

Responses are due no later than 4:30 p.m., Friday, July 1, 2022.

-

Voting:

1. Use the voting button above, if available; OR
2. Reply with "Support" or "Oppose".

Brooke Doxtator

Boards, Committees, and Commissions Supervisor
Government Administrative Office (GAO)

office 920.869.4452



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Business Committee Agenda Request

1. Meeting Date Requested: 06/30/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Motion to adopt resolution titled “Fireworks Display for 48th Annual Oneida Nation Pow Wow.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Tonya Webster, Pow Wow Committee Chair

Michelle Danforth, Director Marketing & Tourism

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input checked="" type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input checked="" type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Jo Anne House, Chief Counsel

Primary Requestor: Tonya Webster, Chair, Oneida Pow Wow Committee

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



**BC Resolution # Leave this line blank
Fireworks Display for 48th Annual Oneida Nation Pow Wow**

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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 Business Committee desires that a fireworks display be authorized in a safe and healthful manner by Spielbauer Fireworks Co., Inc. of Green Bay, Wisconsin, who is a specialist in conducting this type of activity, which shall include all agents, helpers, assistants, employees and other persons needed on July 2, 2022; and

WHEREAS, this display is for entertainment purposes only and will not involve the sale, commerce, or exchange of any fireworks of any kind, nor will any tribal employee, agent or consultant, for any purpose, be involved in the display; and

WHEREAS, proof of insurance will be a condition precedent to the fireworks display which will hold the Oneida Nation harmless for any liability that may arise out of the intended fireworks display;

NOW THEREFORE BE IT RESOLVED, that the permission is hereby granted to Spielbauer Fireworks Co., Inc., for the purposes of conducting a fireworks (Pyrotechnics) display on July 2, 2022 at dusk, on the Oneida Reservation pursuant to all the usual protection for the safety of persons, both observing and in the area, property, crops and woods, and provided that specific notice of display shall be provided to the Chief of the Oneida Police Department and the Town of Oneida Fire Chief.

BE IT FINALLY RESOLVED, that the Oneida Nation assumes no responsibility whatsoever and hereby asserts its sovereign immunity for any claim of personal injury, or damage to property caused by the display.



Oneida Nation
Oneida Business Committee
Legislative Operating Committee
PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



Statement of Effect

Fireworks Display for 48th Annual Oneida Nation Pow Wow

Summary

This resolution grants permission to Spielbauer Fireworks Co., Inc., for the purposes of conducting a fireworks display on July 2, 2022, at dusk, on the Oneida Reservation.

Submitted by: Clorissa N. Santiago, Senior Staff Attorney, Legislative Reference Office
Date: June 30, 2022

Analysis by the Legislative Reference Office

This resolution grants permission to Spielbauer Fireworks Co., Inc., for the purposes of conducting a fireworks (Pyrotechnics) display on July 2, 2022, at dusk, on the Oneida Reservation pursuant to all the usual protection for the safety of persons, both observing and in the area, property, crops and woods. As a sovereign nation, the Oneida Nation has the authority and ability to grant permits of this type. This resolution then protects the public health and welfare by further requiring that specific notice of the display be provided to the Chief of the Oneida Police Department and the Town of Oneida Fire Chief. Finally, this resolution provides that the Nation assumes no responsibility whatsoever and hereby asserts its sovereign immunity for any claim of personal injury, or damage to property caused by the display.

Conclusion

Adoption of this resolution would not conflict with any of the Nation's laws.

ONEIDA LAW OFFICE


CONFIDENTIAL: ATTORNEY/CLIENT WORK PRODUCT

TO: Tonya L. Webster
Powwow Committee

Use this number on future correspondence:

2022-0415

FROM: Jo Anne House, Chief Counsel



Digitally signed by Jo Anne House
Date: 2022.05.26 11:23:54 -05'00'

DATE: May 26, 2022

RE: Spielbauer Fireworks Co. Inc.

Purchasing Department Use

Contract Approved

Contract Not Approved

(see attached explanation)

If you have any questions or comments regarding this review, please call 869-4327.

The attached agreement, contract, policy and/or guaranty has been reviewed by the Oneida Law Office for legal content only. Please note the following:

1. Please confirm that this activity complies with the Public Health Declaration and any orders issued by the COVID-19 Decision Making Team and/or Public Health Officer.
2. Please review for compliance with the current budget resolution prior to entering into said contract.

✓ The document is in appropriate legal form. *(Execution is a management decision.)*

NOTE: Please notify Risk Management of this contract.

CONTRACT / PURCHASE APPROVAL REQUEST

Contacts

Date	5/11/22	Requested Review Date	5/25/22
Requestor's Name	Tonya Webster	Requestor's Phone #	920-496-5311
Business Unit Name	Pow wow	Area Director	Michelle Danforth
Business Unit Number	4225052	General Manager	Mark Powless

Description of Contract (Include a summary of the contract as well as benefits associated from the contract)

Fireworks

Terms of the Contract

Supplier Name	Spielbauer Fireworks Co.	Vendor Number	105892
Item(s) Purchased	Fireworks	Budgeted Purchase	Yes
Total Commitment	\$5,000	Trade-in/Book Value	
Shipping Costs		Legal Review #	
Contract Start Date	7/1/22	Contract End Date	7/2/22
Verified Suspension/Debarment Status www.sam.gov		Yes	
CAP EX Approval		State License Current (Gaming Specific)	
CAP EX Line Item		Account Number	

Competitive Bid/Sole Source Justification (Include a summary of the selection criteria if other than price)

	Supplier Name	Bid Amount	Indian Preference	Sole Source
Bidder #1	No other bids requested		No	No
Bidder #2			No	No
Bidder #3			No	No
Summary of selection criteria or sole source justification:				

Approval / Review Dates	
Legal Review	
Purchasing Review	
Gaming Commission Review	
Finance Committee Approval	
Cap-Ex Committee Approval	

**CONSULTANT/CONTRACTOR
CONFLICT OF INTEREST
DISCLOSURE FORM**

I, Patrick Spielbauer, on behalf of Spielbauer Fireworks Co.

the "Contractor"), declare this to be a full and complete disclosure of all conflicts of interest with the Oneida Nation. Conflict of interest means any interest, whether it be personal, financial, political, or otherwise, that conflicts with any right of the Oneida Nation to property, information, or any other right to own and operate its enterprises, free from undisclosed competition or other violation of such rights of the Oneida Nation. Therefore, I affirm to the best of my knowledge the following:

1. The Contractor is not an employee of the Oneida Nation. *(Must include job description if employee of the Oneida Nation.)*
2. The Contractor is neither presently involved in, nor is it contemplating any legal actions against the Oneida Nation.
3. The Contractor is not presently involved in any activity or has any outside interests that conflict or suggest a potential conflict with the Oneida Nation.
4. The Contractor is neither involved in nor does it own any business investments which are related to or connected with the Oneida Nation, its programs, departments, or enterprises
5. Neither the Contractor, nor any of its representatives, holds any positions as director or officer in any public or private groups, firms, organizations, or other entities which are substantially or wholly owned by the Oneida Nation. No representative of the contractor sits on any board, commission, or committee of the Oneida Nation. No officer or director of the Company has any conflict as defined above
6. The Contractor is neither applying for, nor receiving, any special services, grants, loans or other programs provided by the Oneida Nation, and has no pending contracts with the Oneida Nation, except as herein disclosed and listed below:

If NONE, please check

(Attach additional pages, if necessary)

During the term of the contract or any extension thereof, I will promptly report any situation which may involve, suggest or appear to suggest any conflict that I may have with the Oneida Nation. If a conflict arises, I am informed and understand that the Oneida Nation may in its sole discretion, terminate the contract without obligation to me. Further, failure to report any conflict shall also be cause to terminate my contract.

Signature: Patrick Spielbauer  Date: 5/24/2022



SPELBAUER FIREWORKS CO., INC.

DISTRIBUTORS & EXHIBITORS
 WISCONSIN'S OLDEST EXHIBITION FIREWORKS CO.
 Established in 1952

Office:
 1976 Lane Road
 Green Bay, WI 54311

Phone 1-920-336-0446
 Fax 1-920-336-1214

Factory & Warehouses:
 Bellevue

To: Oneida Pow-wow
 Attn: Kalene White
 P.O. Box 365
 Oneida, WI 54155

Conf. # 22On6991
 Order Date 4/29/2022
 Date 5/19/2022
 Terms

1% Per Month Interest Charged On Accounts Over 30 Days Old

Confirmation

\$5,000.00 Fireworks Display for July 2, 2022 (Sat.)

Additional Special Break Shells

72 — 3 inch Assorted Import Special Break Shell - Sunny	\$12.25	\$882.00
Total: 72 — 3 inch Special Break Shells		
72 — 4 inch Assorted Import Special Break Shells - Crown Pyro	\$24.25	\$1,746.00
Total: 72 — 4 inch Special Break Shells		

Midlevel Display

1 — 180 Shot Fan Two Stage Whistle & Assorted Chrysanthemum Box (40 sec.) - Lidu	\$165.00	\$165.00
1 — 250 Shot Fan Brocade Crown Box (45 sec.) - Lidu Creates a fan shaped array of gold curtains.	\$170.00	\$170.00
1 — 2.5 inch 36 Shot Crackling Coconut Tree Box (40 sec.) - Lidu	\$210.00	\$210.00

Grand Finale

4 — 52 Shot Poisonous Spider Barrage Box (30 sec.) - Sunny Fires fifty-two timed color and spinning aerial shots 150 ft. overhead. Self contained box includes mortars.	\$170.00	\$680.00
1 — 300 Shot Titanium Salute Box (40 sec.) - Lidu	\$165.00	\$165.00

Fireworks Subtotal	\$4,018.00
Less Discount	-\$368.00
Discounted Price	\$3,650.00

Insurance Coverage

\$1 million insurance coverage for public liability and property damage.

\$750.00 \$750.00

IMPORTANT

This merchandise sold and shipped on the representation of the buyer that the same will be used strictly in accordance with laws of the state of destination.

This merchandise is sold upon the condition that the seller shall not be liable in any civil action for any accident or injury occasioned during the transportation, handling, storage, sale or use of the merchandise.



SPIELBAUER FIREWORKS CO., INC.

DISTRIBUTORS & EXHIBITORS

WISCONSIN'S OLDEST EXHIBITION FIREWORKS CO.

Established in 1952

Office:
1976 Lane Road
Green Bay, WI 54311

Phone 1-920-336-0446
Fax 1-920-336-1214

Factory & Warehouses:
Bellevue

To: Oneida Pow-wow
Attn: Kalene White
P.O. Box 365
Oneida, WI 54155

Conf. # 22On6991

Order Date 4/29/2022

Date 5/19/2022

Terms

1% Per Month Interest Charged On Accounts Over 30 Days Old

Operator	\$500.00	\$500.00
Experienced pyrotechnic operators to be provided by Spielbauer Fireworks Co., Inc. Operators/ employees of Spielbauer Fireworks are covered under our workers compensation policy.		

Equipment	\$100.00	\$100.00
All equipment necessary for the set up and firing of display to be provided by Spielbauer Fireworks Co., Inc.		

Your Price \$5,000.00

Display Date: 7/2/2022

Thank you for your order.

IMPORTANT

This merchandise sold and shipped on the representation of the buyer that the same will be used strictly in accordance with laws of the state of destination.

This merchandise is sold upon the condition that the seller shall not be liable in any civil action for any accident or injury occasioned during the transportation, handling, storage, sale or use of the merchandise.



SPIELBAUER FIREWORKS CO., INC.

DISTRIBUTORS & EXHIBITORS

WISCONSIN'S OLDEST EXHIBITION FIREWORKS CO.

Office: 1976 Lane Rd. Factory & Warehouses: Bellevue
Green Bay, WI 54311

Telephone 1-920-336-0446

Fax 1-920-336-1214

Oneida WI
(Village) (Location)

Contract entered onto this 19th day of May A.D., 2022 by and between Spielbauer Fireworks Co., Inc. party of the first part, and the Oneida Nation.

Authorized Agent: Kalene White
(Official in Charge)

Party of the first part, agrees to furnish party of the second part Fireworks per program submitted, said display to be given on the evening of July 2nd, 2022 weather permitting. It should be understood that should inclement weather prevent the giving of said display on date herein mentioned. We would try to shoot July 1st if weather looks bad on July 2nd.

The party of the first part agrees that proper protection for the benefit of spectators will be covered by bodily injury and property damage insurance at the time of display, automobiles excluded. It is further agreed and understood that the party of the second part is to pay the party of the first part the sum of \$5,000.00 for the above display, same to be paid by date of display.

The parties hereto do mutually and severally guarantee the terms, conditions, and payments of this contract, their articles to be upon the parties themselves, their heirs, executors, administrators and assigns.

IN WITNESS WHEREOF we set our hands and seals in duplicate hereof this 19th day of May A.D., 2022.

WITNESSES:

NA _____

NA _____

ACCEPTED BY X
(Official in Charge)


Spielbauer Fireworks Co., Inc. REP

Patrick W. Spielbauer – President

REMARKS:

If we cannot shoot either day there will be no cancellation fee



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
5/19/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Britton-Gallagher and Associates, Inc. One Cleveland Center, Floor 30 1375 East 9th Street Cleveland OH 44114	CONTACT NAME: PHONE (A/C, No, Ext): 216-658-7100 FAX (A/C, No): 216-658-7101 E-MAIL ADDRESS: info@brittongallagher.com	
	INSURER(S) AFFORDING COVERAGE NAIC #	
INSURED Spielbauer Fireworks Co., Inc. 1976 Lane Road Green Bay WI 54311	40	INSURER A : Everest Indemnity Insurance Co. 10851
		INSURER B : Everest Denali Insurance Company 16044
		INSURER C : Arch Speciality Ins Co 21199
		INSURER D :
		INSURER E :
		INSURER F :

COVERAGES **CERTIFICATE NUMBER:** 358818843 **REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WYD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			SI8ML02516-221	4/1/2022	4/1/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 500,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS			SI8CA00290-221	4/1/2022	4/1/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			UXP1048745-00	4/1/2022	4/1/2023	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000 \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below		Y / N <input type="checkbox"/> N / A				PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Additional Insured extension of coverage is provided by above referenced General Liability policy where required by written agreement.
 DISPLAY DATE: 7/2/2022
 RAIN DATE: 7/12/2022
 LOCATION: Oneida, WI
 ADDITIONAL INSURED: Oneida Nation
 Number: 529

CERTIFICATE HOLDER Oneida Nation Attn: Risk Management P.O. Box 365 Oneida WI 54155	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
--	--

Determine next steps regarding one (1) vacancy - Anna John Resident Centered Care Community Board

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Shannon Davis, Recording Clerk

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: SDAVIS



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor

DATE: July 5, 2022

RE: Appointment(s) – Anna John Resident Centered Care Community Board

Background

One (1) vacancy was posted for the Anna John Resident Centered Care Community Board. The vacancies are to complete terms ending July 31, 2026.

The vacancy has been posted since May 2021. The latest application deadline was June 3, 2022, and one (1) application(s) was received for the following applicant(s):

- Lorna Skenandore

Select action(s) provided below:

- 1) accept the selected the applicant(s) and appoint to a term ending July 31, 2026
- 2) reject the selected applicant(s) and oppose the vote**, OR
- 3) request the Secretary to re-notice the vacancy(ies)

Determine next steps regarding ten (10) vacancies- Oneida Election Board Alternate

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Shannon Davis, Recording Clerk

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: SDAVIS



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor

DATE: July 5, 2022

RE: Appointment(s) – Oneida Election Board Alternate

Background

Ten (10) vacancies were posted for the Oneida Election Board Alternate. The vacancies are to complete terms ending once the 2022 Special Election results are ratified.

The vacancies have been posted since May 2022. The latest application deadline was June 3, 2022, and three (3) application(s) were received for the following applicant(s):

- Linda Langen
- Ramona Salinas
- Rosa Laster

Select action(s) provided below:

- 1) accept the selected the applicant(s) and appoint to a term ending once the 2022 Special Election results are ratified
- 2) reject the selected applicant(s) and oppose the vote**, OR
- 3) request the Secretary to re-notice the vacancy(ies)

Determine next steps regarding one (1) vacancy - Oneida ESC Group, LLC

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Shannon Davis, Recording Clerk

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: SDAVIS



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor

DATE: July 5, 2022

RE: Oneida ESC Group, LLC – Board of Managers

Background

One (1) vacancy was posted for the Oneida ESC Group, LLC – Board of Managers. The vacancy is to complete terms ending June 30, 2025.

The application deadline was June 3, 2022, and one (1) application(s) was received for the following applicant(s):

- Jacquelyn Zalim

Select action(s) provided below:

- 1) accept the selected the applicant(s) and appoint to a term ending June 30, 2025, OR
- 2) reject the selected applicant(s) and oppose the vote**, OR
- 3) request the Secretary to re-notice the vacancy(ies)

Determine next steps regarding two (2) vacancies - Southeastern Wisconsin Oneida Tribal Services...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Bonnie Pigman, Recording Clerk

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: BPIGMAN



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: July 13, 2022

RE: Appointment(s) – Southeastern Wisconsin Oneida Tribal Services Advisory Board

Background

Two (2) vacancies were posted for the Southeastern Wisconsin Oneida Tribal Services Advisory Board. The vacancies are to complete terms ending March 31, 2024.

The vacancies have been posted since January 7, 2022. The latest application deadline was June 3, 2022, and one (1) application(s) was received for the following applicant(s):

- Naytsha R. Reed

Select action(s) provided below:

- 1) accept the selected the applicant(s) and appoint to a term ending March 31, 2024, OR
- 2) reject the selected applicant(s) and oppose the vote**; OR
- 3) request the Secretary to re-notice the vacancy(ies)

Accept the April 7, 2022, regular Community Development Planning Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Brandon Stevens, Vice-Chairman

Primary Requestor: Brooke Doxtator, BCC Supervisor

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: BDOXTAT1

Community Development Planning Committee



Regular Meeting
9:00 a.m. Thursday, April 7, 2022
Teleconference

Minutes

Regular Meeting

Present: Chairman Brandon Stevens, Vice Chairman Daniel Guzman, Members: Tehassi Hill, Kirby Metoxen

Excused: Marie Summers

Others Present: Larry Barton, Nancy Barton, Tina Danforth, Brooke Doxtator, Kristal Hill, Jeff House, David P. Jordan, RC Metoxen, Justin Nishimoto, Troy Parr, Rae Skenandore, Amy Spears, Danelle Wilson, Paul Witek;

I. CALL TO ORDER AND ROLL CALL

Meeting called to order by Chairman Brandon Stevens at 9:02 a.m.

II. ADOPT THE AGENDA

Motion by Daniel Guzman King to adopt the agenda, seconded by Kirby Metoxen. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Kirby Metoxen

III. MEETING MINUTES

A. Approve the March 3, 2022, regular Community Development Planning Committee meeting minutes

Sponsor: Brandon Stevens

Motion by Kirby Metoxen to approve the March 3, 2022, regular Community Development Planning Committee meeting minutes, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Kirby Metoxen

IV. UNFINISHED BUSINESS

V. NEW BUSINESS

VI. STANDING UPDATES

Kirby Metoxen left at 9:14 a.m.

A. CEMETERY (9:00 AM)**1. Accept the # 21-114 Sacred Burial Grounds Expansion report**

Sponsor: Mark W. Powless/Paul Witek

Motion by Tehassi Hill to accept the # 21-114 Sacred Burial Grounds Expansion report, seconded by Daniel Guzman King. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill

Kirby Metoxen returned at 9:21 a.m.

B. Market Rate Housing**1. Accept the Market Rate Housing (#21-111 Multi-Family Housing) update**

Sponsor: Mark W. Powless/Paul Witek

Motion by Tehassi Hill to accept the Multi-Family Housing report, seconded by Daniel Guzman King. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Kirby Metoxen

2. Accept the Business Plan for Fair Market Housing (Multi-Family Housing) verbal update

Sponsor: Justin Nishimoto

Motion by Tehassi Hill to accept the Business Plan for the Multi-Family Housing verbal update, seconded by Daniel Guzman King. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Kirby Metoxen

VII. ADJOURNMENT

Motion by Kirby Metoxen to adjourn at 10:01 a.m., seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Kirby Metoxen

Minutes prepared by Brooke Doxtator, Boards, Committees, and Commissions Supervisor
Minutes approved as presented/corrected on May 5, 2022.



Brandon Stevens, Chair
Community Development Planning Committee

Accept the May 5, 2022, regular Community Development Planning Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Brandon Stevens, Vice-Chairman

Primary Requestor: Brooke Doxtator, BCC Supervisor

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: BDOXTAT1

Community Development Planning Committee



Regular Meeting
9:00 a.m. Thursday, May 5, 2022
Teleconference

Minutes

Regular Meeting

Present: Chairman Brandon Stevens, Vice Chairman Daniel Guzman, Members: Tehassi Hill, Marie Summers

Excused: Kirby Metoxen

Others Present: Larry Barton, Michelle Danforth-Anderson, Scott Denny, Brooke Doxtator, Kristal Hill, David P. Jordan, RC Metoxen, Justin Nishimoto, Mark W. Powless, Lisa Rauschenbach, Rae Skenandore, Amy Spears, Paul Witek;

I. CALL TO ORDER AND ROLL CALL

Meeting called to order by Chairman Brandon Stevens at 9:01 a.m.

II. ADOPT THE AGENDA

Motion by Tehassi Hill to adopt the agenda, seconded by Marie Summers. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Marie Summers

III. MEETING MINUTES

A. Approve the April 7, 2022, regular Community Development Planning Committee meeting minutes

Sponsor: Brandon Stevens

Motion by Marie Summers to approve the April 7, 2022, regular Community Development Planning Committee meeting minutes, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Marie Summers

IV. UNFINISHED BUSINESS

V. NEW BUSINESS**A. Enter the e-poll results into the record regarding the approval of the Community Development Planning Committee FY-2022 2nd quarter report**

Sponsor: Brandon Stevens

Motion by Daniel Guzman King to enter the e-poll results into the record regarding the approval of the Community Development Planning Committee FY-2022 2nd quarter report, seconded by Kirby Metoxen. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Marie Summers

B. Accept the Amelia Cornelius Culture Park update

Sponsor: Mark W. Powless/Michelle Danforth-Anderson

Motion by Marie Summers to accept the Amelia Cornelius Culture Park update, seconded by Daniel Guzman King. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Marie Summers

VI. STANDING UPDATES**A. Multi-Family Housing****1. Accept the #21-111 Multi-Family Housing project status report**

Sponsor: Mark W. Powless/Paul Witek

Motion by Tehassi Hill to accept the #21-111 Multi-Family Housing project status report, seconded by Marie Summers. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Marie Summers

VII. ADJOURNMENT

Motion by Tehassi Hill to adjourn at 10:02 a.m., seconded by Daniel Guzman King. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Marie Summers

Minutes prepared by Brooke Doxtator, Boards, Committees, and Commissions Supervisor
Minutes approved as presented/corrected on June 2, 2022.



Brandon Stevens, Chair
Community Development Planning Committee

Accept the May 31, 2022, regular Finance Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 06/22/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Accept the FC Minutes of 5/31/22 & E-Poll

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: All areas that require FC approval

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tina Danforth, Treasurer

Primary Requestor: Melissa Alvarado, Office Manager



INTERNAL MEMORANDUM

TO: FINANCE COMMITTEE
FROM: MELISSA ALVARADO, OFFICE MANAGER
SUBJECT: E-POLL RESULTS – FC MINUTES OF MAY 31, 2022
DATE: 5/31/22

An E-Poll vote of the Finance Committee was conducted to approve the Finance Committee meeting minutes of May 31, 2022. The E-Poll and minutes were sent out yesterday and concluded today. The results of the completed E-Poll are as follows:

E-POLL RESULTS:

There was a Majority of 5 FC members voting to approve the May 31, 2022 Finance Committee Meeting Minutes. FC Members voting included: *Larry Barton, Jennifer Webster, Kirby Metoxen, Chad Fuss and Patrick Stensloff.*

These Finance Committee Minutes of May 31, 2022 will be placed on the next Finance Committee agenda to acknowledge this E-Poll action. Per the FC By-Laws all Minutes of the FC will be submitted to the Secretary's Office once a month for BC acceptance.



FINANCE COMMITTEE

REGULAR MEETING

MAY 31, 2022 • Time: 9:00 A.M

Business Committee Executive Conference Room - NHC

REGULAR MEETING MINUTES

FC MEMBERS PRESENT:

Cristina Danforth, Treasurer/FC Chair

Jennifer Webster, BC Council Member

Chad Fuss, Asst. Gaming CFO

Larry Barton, CFO/FC Vice-Chair

Kirby Metoxen, BC Council Member

Patrick Stensloff, Purchasing Director

FC MEMBERS EXCUSED:

OTHERS PRESENT: Kaylynn Gresham, Carrie Lindsey, Scott Denny, Wanda Diemel, David Emerson, and Melissa Alvarado, taking notes

I. CALL TO ORDER: The FC Regular Meeting was called to order by the FC Chair at 8:58 A.M.

II. APPROVAL OF AGENDA: MAY 31, 2022

Motion by Larry Barton to approve the May 31, 2022 Finance Committee Meeting Agenda with Emergency Management item first on the agenda. Seconded by Jennifer Webster. Motion carried unanimously.

III. MINUTES: MAY 16, 2022 (Approved via E-Poll on 05/17/22):

Motion by Jennifer Webster to acknowledge the FC E-Poll action taken on May 17, 2022 approving the May 16, 2022 Finance Committee Meeting Minutes. Seconded by Chad Fuss. Motion carried unanimously.

IV. TABLED BUSINESS: None

V. CAPITAL EXPENDITURES:

1. Broadway Automotive – 2022 Chevrolet Silverado 3500HD Amount: \$60,192.50
Redmon Danforth, DPW-Automotive

Motion by Patrick Stensloff to approve the Capital Expenditure contract with Broadway Automotive in the amount of \$60,192.50. Seconded by Jennifer Webster. Motion carried unanimously.

VI. NEW BUSINESS:

1. Amerind Risk Insurance – CHD Insurance on Properties Amount: \$55,554.00
Scott Denny, CHD

Jennifer Webster asked Scott Denny who was present if this covers all properties. Scott Denny wasn't for sure and explained there might be two (one for federal properties and one for non-federal properties). Larry Barton explained there are two blanket POs and they are for federal and non-federal properties. Both have different deadlines and to make sure they are submitted in a timely matter to the Finance Committee. He also explained there are not many insurance companies that provide this kind of insurance or services.

Motion by Jennifer Webster to approve the CHD Insurance on Properties for Amerind Risk Insurance in the amount of \$55,554.00. Seconded by Kirby Metoxen. Motion carried unanimously.

2. Go 4 The Green Lawn Care – Service Contract Amount: \$95,000.00
Wanda Diemel, Gaming-Facilities

Wanda Diemel was present and explained with the staff shortages Gaming is asking for this one year service contract to help with this year's growing season.

Motion by Kirby Metoxen to approve the Service Contract with Go 4 The Green Lawn Care in the amount of \$95,000.00. Seconded by Jennifer Webster. Motion carried unanimously.

3. Helping Hands Caregivers – PO Increase Amount: \$150,000.00
Carrie Lindsey, Long Term Care Program

Carrie Lindsey was present and explained Helping Hands is the only agency they can use for members requesting to hire their preferred care provider. Helping Hands takes care of all the fiscal responsibilities for the member. There's an increase in family care. This service gets reimbursement through the State and Family Care Waivers Program.

Motion by Jennifer Webster to approve the PO Increase for Helping Hands Caregivers in the amount of \$150,000.00. Seconded by Chad Fuss. Motion carried unanimously.

4. Woven Energy LLC – Service Contract Amount: \$181,000.00
Kaylynn Gresham, Emergency Management

Kaylynn Gresham was present and explained this project is the Oneida Critical Infrastructure Energy Resilience Study. This contract will examine alternatives for providing adequate electric power to several critical infrastructure facilities during power outages caused by natural disasters. Five RFPs were sent out and only two proposals were received. Jennifer Webster asked for the bid amounts instead of the score. Patrick Stensloff sent over the contract with the Law Office approval cover letter.

Motion by Larry Barton to approve the Service Contract with Woven Energy LLC in the amount of \$181,000.00. Seconded by Jennifer Webster. Motion carried unanimously.

VII. ONEIDA FINANCE FUND:

Report:

1. Oneida Finance Fund Report – June 2022
Melissa Alvarado, Office Manager

Motion by Jennifer Webster to approve the Oneida Finance Fund Report for June 2022. Seconded by Chad Fuss. Motion carried unanimously.

Requests:

1. Church of Holy Apostles – refreshments Amount: 25 Cases
Requester: Fr. Rodger Patience, Vicar

Motion by Larry Barton to approve from the Oneida Finance Fund the product request for twenty-five (25) cases of Coca-Cola products for fundraising at the Oneida Farmer's Market Brat Barn. Seconded by Patrick Stensloff. Jennifer Webster abstained. Motion carried.

2. Y.M.C.A. Summer Camp Fees Amount: \$500.00
Requester: Eddy Joe Skenandore for Aiden

Motion by Jennifer Webster to approve from the Oneida Finance Fund the request for Y.M.C.A. Summer Camp fees for the son of the requester in the amount of \$500. Seconded by Kirby Metoxen. Motion carried unanimously.

3. Fundraiser for Zander – Baseball Tournament Amount: 21 Cases
Requester: Lori Hill

Motion by Jennifer Webster to approve from the Oneida Finance Fund the product request for twenty-one (21) cases of Coca-Cola products for a Fundraiser for Zander. Seconded by Larry Barton. Motion carried unanimously.

4. East River Pop Warner Football Fees and Guitar Fees Amount: \$440.00
Requester: Myone Melchert for Rylee

Motion by Jennifer Webster to approve from the Oneida Finance Fund the request for East River Pop Warner Football and guitar fees for the son of the requester in the amount of \$440. Seconded by Chad Fuss. Motion carried unanimously.

5. Southwest Dance Team Fees Amount: \$500.00
Requester: Tana Aguirre for Riley

Motion by Larry Barton to approve from the Oneida Finance Fund the request for Southwest Dance Team fees for the daughter of the requester in the amount of \$500. Seconded by Kirby Metoxen. Motion carried unanimously.

6. Mathnasium Summer Program Amount: \$500.00
Requester: Constance Danforth for Avary

Motion by Jennifer Webster to approve from the Oneida Finance Fund the request for Mathnasium Summer Program for the son of the requester in the amount of \$500. Seconded by Chad Fuss. Motion carried unanimously.

VIII. EXECUTIVE SESSION: None

IX. ADMINISTRATIVE /INTERNAL: None

X. FOLLOW UP:

FROM THE 5/2/22 FC Mtg:

1. PRN Health Services – PO increase Amount: \$1,200,000.00
David Larson, NHA long Term Care Anc. Dir.

David was present and explained this is a request to utilize current budgeted funding for this increase to this vendor; other PO's they will not be utilizing those vendors and remaining funds would come from unused personnel line; there was a discussion of the breakdown and the need to keep personnel line expenditure separate from contract funds; they have been working with HRD; Tina ask for more specific numbers as to the staff line not used and justification for this specific amount.

Motion by Jennifer Webster to approve the Purchase Order increase with PRN Health Services in the amount of \$1,200,000. Seconded by Chad Fuss. Motion carried unanimously.

Motion by Larry Barton to send the request to the General Manager, Mark W. Powless, and the new Administrator for the Oneida Health Center, Dr. Kennard, noting it's a second request for addition information. Bring back to the next FC meeting. Seconded by Jennifer Webster. Motion carried unanimously.

Larry Barton mentioned with blanket PO amounts Finance is willing to help with the projection of numbers for the budget.

XI. FOR INFORMATION ONLY:

1. Aristocrat (3) Helix Bar Tops 60-Day Free Trial Games
David Emerson, Gaming – Slots

David Emerson was present and explained these are 60-Day Free Trail Games and Gaming is trying them out, something new.

Motion by Jennifer Webster to accept the Aristocrat (3) Helix Bar Tops 60-Day Free Trial Games as FYI. Seconded by Kirby Metoxen. Motion carried unanimously.

2. Aristocrat – Minimum Lease Agreement
David Emerson, Gaming – Slots

David Emerson was present and explained this is a Minimum Lease Agreement. It's to maintain minimum leased slot machines, no purchase.

Motion by Jennifer Webster to accept the Aristocrat – Minimum Lease Agreement as FYI. Seconded by Patrick Stensloff. Motion carried unanimously.

XII. ADJOURN: Motion by Chad Fuss to adjourn. Seconded by Larry Barton.

Motion carried unanimously. Time: 9:30 A.M.

Comment: Larry Barton made a comment about checking the protocol with the front office about escorts for the Finance Committee meetings. Cristina Danforth motioned an email just needs to be sent out reminding them that all Finance Committee meetings are in person and to allow participants to enter the building without an escort.

Minutes submitted by:
Melissa Alvarado, Office Manager
& Finance Committee Contact/Recording Secretary

Finance Committee Approval Date of Minutes via E-Poll: May 31, 2022

Accept the June 13, 2022, regular Finance Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 06/22/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Accept the FC Minutes of 6/13/22 & E-Poll

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: All areas that require FC approval

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tina Danforth, Treasurer

Primary Requestor: Melissa Alvarado, Office Manager



INTERNAL MEMORANDUM

TO: FINANCE COMMITTEE
FROM: MELISSA ALVARADO, OFFICE MANAGER
SUBJECT: E-POLL RESULTS – FC MINUTES OF JUNE 13, 2022
DATE: 6/13/22

An E-Poll vote of the Finance Committee was conducted to approve the Finance Committee meeting minutes of June 13, 2022. The E-Poll and minutes were sent out yesterday and concluded today. The results of the completed E-Poll are as follows:

E-POLL RESULTS:

There was a Majority of 4 FC members voting to approve the June 13, 2022 Finance Committee Meeting Minutes. FC Members voting included: *Larry Barton, Jennifer Webster, Kirby Metoxen, and Chad Fuss.*

These Finance Committee Minutes of June 13, 2022 will be placed on the next Finance Committee agenda to acknowledge this E-Poll action. Per the FC By-Laws all Minutes of the FC will be submitted to the Secretary's Office once a month for BC acceptance.



ONEIDA

FINANCE COMMITTEE

REGULAR MEETING

JUNE 13, 2022 • Time: 9:00 A.M

Business Committee Conference Room - NHC

REGULAR MEETING MINUTES

FC MEMBERS PRESENT:

Cristina Danforth, Treasurer/FC Chair Larry Barton, CFO/FC Vice-Chair
Jennifer Webster, BC Council Member Kirby Metoxen, BC Council Member
Chad Fuss, Asst. Gaming CFO

FC MEMBERS EXCUSED: Patrick Stensloff, Purchasing Director

OTHERS PRESENT: Eric Boulanger, Sharon Mousseau, Linda Jenkins, Justin Nishimoto, and Melissa Alvarado, taking notes

I. CALL TO ORDER: The FC Regular Meeting was called to order by the FC Chair at 9:00 A.M.

II. APPROVAL OF AGENDA: JUNE 13, 2022

Motion by Jennifer Webster to approve the June 13, 2022 Finance Committee Meeting Agenda. Seconded by Larry Barton. Motion carried unanimously.

III. MINUTES: MAY 31, 2022 (Approved via E-Poll on 05/31/22):

Motion by Jennifer Webster to acknowledge the FC E-Poll action taken on May 31, 2022 approving the May 31, 2022 Finance Committee Meeting Minutes. Seconded by Kirby Metoxen. Motion carried unanimously.

IV. TABLED BUSINESS: None

V. CAPITAL EXPENDITURES:

1. Broadway Automotive – 2022 Chev Silverado 1500 LTD Amount: \$51,158.50
Requester: Redmon Danforth, DPW-Automotive

Motion by Kirby Metoxen to defer the Capital Expenditure contract with Broadway Automotive in the amount of \$51,158.50 to the next FC Meeting with someone from the department to represent and answer questions. Seconded by Jennifer Webster. Motion carried unanimously.

VI. NEW BUSINESS:

- 1. Direct Care Therapy Services – Speech Therapy Amount: \$180,432.00
Requester: Fay Lemense, Special Ed Coord.

Sharon Mousseau was present and discussed the Speech Therapy services needed for students. The cost covers 2 therapists, and this is year 2 of a 3 year contract. Funding is provided through BIE Special Education grant funds.

Motion by Kirby Metoxen to approve the Direct Care Therapy Services in the amount of \$180,432.00. Seconded by Chad Fuss. Motion carried unanimously.

- 2. GFL – Curbside Refuse/Recycling PO Increase Amount: \$169,600.00
Requester: Bridget John, DPW-Utilities

Motion by Larry Barton to defer the PO Increase with GFL-Curbside Refuse/Recycling in the amount of \$169,600.00 to the next FC Meeting with someone from the department to represent and answer questions. Seconded by Kirby Metoxen. Motion carried unanimously.

- 3. LDV Custom Specialty Vehicles – Mobile Command Center
Requester: April Skenandore, OPD Amount: \$299,967.00

Eric Boulanger was present and discussed the purchase of a mobile command center. There were three bids. The selected vendor had the highest bid; however, it met the required specifications. The funding is from the ARPA funds from the Office of Self-Governance.

Motion by Larry Barton to approve the LDV Custom Specialty Vehicles in the amount of \$299,967.00 and to communicate with the Bureau regarding the bid amounts. Seconded by Jennifer Webster. Motion carried unanimously.

VII. DONATIONS:

Report:

- 1. FC Donation Report – June 2022
Melissa Alvarado, Office Manager

Motion by Jennifer Webster to approve the FC Donation Report for June 2022. Seconded by Chad Fuss. Motion carried unanimously.

Requests:

- 1. Cerebral Palsy Annual Auction – Event Sponsor Amount: \$2,500.00
Requester: Beth Paul, CP Annul Giving Coord.

Motion by Larry Barton to approve the FC Donation Request for Cerebral Palsy Annual Auction in the amount of \$2,500.00. Seconded by Jennifer Webster. Motion carried unanimously.

Comment: Larry Barton commented our membership does use services that Cerebral Palsy has to offer.

VIII. EXECUTIVE SESSION: None

IX. ADMINISTRATIVE /INTERNAL: None

X. FOLLOW UP:

FROM THE 5/2/22 FC Mtg & 5/31/22 FC Mtg:

- | | |
|--|------------------------|
| 1. PRN Health Services – PO increase | Amount: \$1,200,000.00 |
| David Larson, NHA long Term Care Anc. Dir. | |

David was present and explained this is a request to utilize current budgeted funding for this increase to this vendor; other PO's they will not be utilizing those vendors and remaining funds would come from unused personnel line; there was a discussion of the breakdown and the need to keep personnel line expenditure separate from contract funds; they have been working with HRD; Tina ask for more specific numbers as to the staff line not used and justification for this specific amount.

Motion by Jennifer Webster to approve the Purchase Order increase with PRN Health Services in the amount of \$1,200,000. Seconded by Chad Fuss. Motion carried unanimously.

Motion by Larry Barton to send the request to the General Manager, Mark W. Powless, and the new Administrator for the Oneida Health Center, Dr. Kennard, noting it's a second request for addition information. Bring back to the next FC meeting. Seconded by Jennifer Webster. Motion carried unanimously.

Motion by Jennifer Webster to place this item on a BC Work Meeting for follow up information. Seconded by Larry Barton. Motion carried unanimously.

XI. FOR INFORMATION ONLY: None

XII. ADJOURN: Motion by Jennifer Webster to adjourn. Seconded by Chad Fuss.

Motion carried unanimously. Time: 9:29 A.M.

Minutes submitted by:
Melissa Alvarado, Office Manager
& Finance Committee Contact/Recording Secretary

Finance Committee Approval Date of Minutes via E-Poll: June 13, 2022

Accept the June 1, 2022, regular Legislative Operating Committee meeting minutes

Business Committee Agenda Request

1. **Meeting Date Requested:** 07/13/22

2. **Session:**

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. **Requested Motion:**

Accept as information; OR

Accept the June 1, 2022 Legislative Operating Committee meeting minutes

4. **Areas potentially impacted or affected by this request:**

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: Legislative Operating
Committee

5. **Additional attendees needed for this request:**

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: David P. Jordan, Councilman

Primary Requestor: Clorissa N. Santiago, LRO Senior Staff Attorney



Oneida Nation
 Oneida Business Committee
 Legislative Operating Committee
 PO Box 365 • Oneida, WI 54155-0365
Oneida-nsn.gov



LEGISLATIVE OPERATING COMMITTEE MEETING MINUTES
 Oneida Business Committee Conference Room-2nd Floor Norbert Hill Center
 June 1, 2022
 9:00 a.m.

Present: David P. Jordan, Jennifer Webster, Kirby Metoxen, Marie Summers (Microsoft Teams)

Excused: Daniel Guzman King

Others Present: Clorissa N. Santiago, Shannon Davis, Lawrence Barton, Amy Spears (Microsoft Teams), Nic Reynolds (Microsoft Teams), Iris Hill (Microsoft Teams), Justin Nishimoto (Microsoft Teams), Kaylynn Gresham (Microsoft Teams)

I. Call to Order and Approval of the Agenda

David P. Jordan called the June 1, 2022, Legislative Operating Committee meeting to order at 9:02 a.m.

Motion by Jennifer Webster to adopt the agenda with one addition, the Elder Assistance Program law; seconded by Marie Summers. Motion carried unanimously.

II. Minutes to be Approved

1. May 18, 2022 LOC Meeting Minutes

Motion by Jennifer Webster to approve the May 18, 2022, LOC meeting minutes and forward to the Business Committee; seconded by Kirby Metoxen. Motion carried unanimously.

III. Current Business

1. Healing to Wellness Court Law

Motion by Jennifer Webster to approve the updated public comment review memorandum, draft, and updated legislative analysis; seconded by Kirby Metoxen. Motion carried unanimously.

Motion by Marie Summers to approve the fiscal impact statement request memorandum and forward to the Finance Department directing that a fiscal impact statement be prepared and submitted to the LOC by June 15, 2022; seconded by Jennifer Webster. Motion carried unanimously.

IV. New Submissions

1. Emergency Adoption of the Oneida Nation Assistance Fund Law

Motion by Jennifer Webster to add the Oneida Nation Assistance Fund Law to the Active

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

Legislative Operating Committee Meeting Minutes of June 1, 2022

Page 1 of 2



Files List with Jennifer Webster as the sponsor; seconded by Marie Summers. Motion carried unanimously.

Motion by Jennifer Webster to approve the Oneida Nation Assistance Fund law emergency adoption packet and forward to the Oneida Business Committee for consideration; seconded by Kirby Metoxen. Motion carried unanimously.

V. Additions

1. Elder Assistance Program Law

Motion by Kirby Metoxen to accept the public comments and the public comment review memorandum and defer to a work meeting for further consideration; seconded by Marie Summers. Motion carried unanimously.

VI. Administrative Items

VII. Executive Session

VIII. Adjourn

Motion by Jennifer Webster to adjourn at 9:21 a.m.; seconded by Kirby Metoxen. Motion carried unanimously.

Accept the June 15, 2022, regular Legislative Operating Committee meeting minutes

Business Committee Agenda Request

1. **Meeting Date Requested:** 07/13/22

2. **Session:**

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. **Requested Motion:**

Accept as information; OR

Accept the June 15, 2022 Legislative Operating Committee meeting minutes

4. **Areas potentially impacted or affected by this request:**

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: Legislative Operating

Committee

5. **Additional attendees needed for this request:**

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: David P. Jordan, Councilman

Primary Requestor: Clorissa N. Santiago, LRO Senior Staff Attorney



LEGISLATIVE OPERATING COMMITTEE MEETING MINUTES
 Oneida Business Committee Conference Room-2nd Floor Norbert Hill Center
 June 15, 2022
 9:00 a.m.

Present: David P. Jordan, Jennifer Webster, Kirby Metoxen, Marie Summers, Daniel Guzman King

Others Present: Clorissa N. Santiago, Grace Elliot, Carolyn Salutz, Brooke Doxtator, Lawrence Barton, Amy Spears (Microsoft Teams), Justin Nishimoto (Microsoft Teams), Joy Salzwedel (Microsoft Teams), Michelle Schneider (Microsoft Teams), Kristal Hill (Microsoft Teams), Rhiannon Metoxen (Microsoft Teams), Rae Skenandore (Microsoft Teams), Katsitsiyo Danforth (Microsoft Teams)

I. Call to Order and Approval of the Agenda

David P. Jordan called the June 15, 2022, Legislative Operating Committee meeting to order at 9:00 a.m.

Motion by Marie Summers to adopt the agenda as is; seconded by Kirby Metoxen. Motion carried unanimously.

II. Minutes to be Approved

1. June 1, 2022 LOC Meeting Minutes

Motion by Kirby Metoxen to approve the June 1, 2022, LOC meeting minutes and forward to the Oneida Business Committee; seconded by Jennifer Webster. Motion carried unanimously.

III. Current Business

1. Elder Assistance Program Law

Motion by Marie Summers to approve the updated public comment review memorandum (with noted change), draft, legislative analysis, and fiscal impact statement request memorandum, and forward to the Finance Department directing that a fiscal impact statement be prepared and submitted to the LOC by July 14, 2022; seconded by Jennifer Webster. Motion carried unanimously.

IV. New Submissions

1. Oneida Personnel Policies and Procedures: Designation of Juneteenth as a Paid Holiday

Motion by Kirby Metoxen to accept the request as information to be discussed during the



current development of amendments to the Oneida Personnel Policies and Procedures; seconded by Jennifer Webster. Motion carried unanimously.

V. Additions

VI. Administrative Items

VII. Executive Session

VIII. Adjourn

Motion by Marie Summers to adjourn at 9:14 a.m.; seconded by Daniel Guzman King. Motion carried unanimously.

Accept the March 17, 2022, regular Quality of Life Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
 Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Marie Summers, Councilwoman

Primary Requestor: Brooke Doxtator, BCC Supervisor

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: BDOXTAT1



Quality of Life Committee

Regular Meeting
9:00 a.m. Thursday, March 17, 2022
Teleconference

Minutes

Present: Chair Marie Summers, Vice Chair Daniel Guzman King, Tehassi Hill, Brandon Stevens

Excused: N/A

Arrived at: Tehassi arrived at 9:02 a.m.

Others Present: Eric Boulanger, Leslie Doxtater, Brooke Doxtator, Renita Hernandez, Kristal Hill, Tina Jorgenson, Mari Kriescher, Rhiannon Metoxen, Michelle Myers, Joanne Ninham, Justin Nishimoto, Melissa Nuthals, Mark W. Powless, Nicole Rommel, Rae Skenandore, Amy Spears, Leah Stroobants

I. CALL TO ORDER AND ROLL CALL

Meeting called to order by Vice Chair Daniel Guzman King at 9:01 a.m.

II. APPROVAL OF THE AGENDA

Motion by Marie Summers to adopt the agenda with one (1) addition [1) VI.B. Accept the Behavioral Health Detox Feasibility Study report], seconded by Brandon Stevens. Motion carried:

Ayes: Brandon Stevens, Marie Summers

Tehassi Hill arrived at 9:02 a.m.

III. APPROVAL OF MEETING MINUTES

- A. Approve the February 17, 2022, regular Quality of Life Committee meeting minutes pg. 2**
Sponsor: Brooke Doxtator

Motion by Marie Summers to approve the February 17, 2022, regular Quality of Life Committee meeting minutes, seconded by Brandon Stevens. Motion carried:

Ayes: Tehassi Hill, Brandon Stevens, Marie Summers

IV. UNFINISHED BUSINESS

V. NEW BUSINESS

VI. REPORTS**A. Monthly****1. Accept the Tribal Action Plan report**

Sponsor: Renita Hernandez

Motion by Marie Summers to accept the Tribal Action Plan report, seconded by Tehassi Hill. Motion carried:

Ayes: Tehassi Hill, Brandon Stevens, Marie Summers

B. Accept the Behavioral Health Detox Feasibility Study report

Sponsor: Mari Kriescher

Motion by Marie Summers to accept the Behavioral Health Detox Feasibility Study report and to resume quarterly reporting, seconded by Tehassi Hill. Motion carried:

Ayes: Tehassi Hill, Brandon Stevens, Marie Summers

VII. ADDITIONS**VIII. ADJOURN**

Motion by Marie Summers to adjourn at 10:02 a.m., seconded by Tehassi Hill. Motion carried:

Ayes: Tehassi Hill, Brandon Stevens, Marie Summers

Minutes prepared by Brooke Doxtator, Boards, Committees, and Commissions Supervisor
Minutes approved as presented/corrected on May 19, 2022.



Marie Summers, Chair
Quality of Life Committee

Accept the May 19, 2022, regular Quality of Life Committee meeting minutes

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
 Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input checked="" type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Marie Summers, Councilwoman

Primary Requestor: Brooke Doxtator, BCC Supervisor

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: BDOXTAT1



Quality of Life Committee

Regular Meeting
9:00 a.m. Thursday, May 19, 2022
Microsoft Teams

Minutes

Present: Chair Marie Summers, Vice Chair Daniel Guzman King, Tehassi Hill, Brandon Stevens
Others Present: Eric Boulanger, Shannon Davis, Leslie Doxtater, Tina Jorgenson, Mari Kriescher, Rhiannon Metoxen, Venessa Miller, Joanne Ninham, Justin Nishimoto, Melissa Nuthals, Mark W. Powless, Guy Reiter, Nicole Rommel, Rae Skenandore, Amy Spears,

I. CALL TO ORDER AND ROLL CALL

Meeting called to order by Chair Marie Summers at 9:02 a.m.

II. APPROVAL OF THE AGENDA

Motion by Daniel Guzman King to adopt the agenda, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

III. APPROVAL OF MEETING MINUTES

A. Approve the March 17, 2022, regular Quality of Life Committee meeting minutes

Sponsor: Brooke Doxtator

Motion by Brandon Stevens to approve the March 17, 2022, regular Quality of Life Committee meeting minutes, seconded by Daniel Guzman King. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

IV. UNFINISHED BUSINESS

V. NEW BUSINESS

A. Accept the Rights of Nature presentation (Handout)

Sponsor: Daniel Guzman King

Motion by Daniel Guzman King to accept the Rights of Nature presentation as information and to forward concerns and legislative opportunities to the Legislative Operating Committee, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

B. Enter the e-poll results into the record regarding the Quality-of-Life Committee FY-2022 2nd quarter report

Sponsor: Brooke Doxtator

Motion by Daniel Guzman King to enter the e-poll results into the record regarding the Quality of Life Committee FY-2022 2nd quarter report, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

VI. REPORTS

A. Monthly

1. Accept the Tribal Action Plan report

Sponsor: Renita Hernandez

Motion by Tehassi Hill to accept the Tribal Action Plan report, seconded by Brandon Stevens. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

B. Quarterly

1. Accept the Cultural Heritage report

Sponsor: Tina Jorgenson

Motion by Daniel Guzman King to accept the Cultural Heritage report, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

2. Accept the Recreation report

Sponsor: Tina Jorgenson

Motion by Daniel Guzman King to accept the Recreation report, seconded by Brandon Stevens. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

3. Accept the Drug and Paraphernalia report

Sponsor: Eric Boulanger

Motion by Daniel Guzman King to accept the Drug and Paraphernalia report, seconded by Brandon Stevens. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

4. Accept the Behavioral Health report

Sponsor: Mari Kriescher

Motion by Daniel Guzman King to accept the Behavioral Health report and to follow-up with Mari Kriescher to update the Quality of Life Committee on the feasibility study before the next meeting, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

5. Accept the Zero Suicide report

Sponsor: Mari Kriescher

Motion by Brandon Stevens to accept the Zero Suicide report, seconded by Tehassi Hill. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

VII. ADDITIONS

VIII. ADJOURN

Motion by Tehassi Hill to adjourn at 10:31 a.m., seconded by Brandon Stevens. Motion carried.

Ayes: Daniel Guzman King, Tehassi Hill, Brandon Stevens

Minutes prepared by Shannon Davis, Boards, Committees, and Commissions Supervisor
Minutes approved as presented/corrected on June 30, 2022.



Marie Summers, Chair
Quality of Life Committee

Adopt resolution entitled Obligation for 140HP Loader Tractor Utilizing Tribal Contribution Savings

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approval and assignment for BC Resolution to use ARPA Funds.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Mark W. Powless, General Manager



6. Supporting Documents:


- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input checked="" type="checkbox"/> Other: ARPA Funding | |

8. Submission:

Mark W. Powless Digitally signed by Mark W. Powless
Date: 2022.07.01 11:04:09 -05'00'

Authorized Sponsor: Mark W. Powless, General Manager 

Primary Requestor: Vanessa Miller, Food & Agriculture Area Manager

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank
Obligation for 140HP Loader Tractor Utilizing Tribal Contribution Savings

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- 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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and
- WHEREAS,** the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and
- WHEREAS,** the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and
- WHEREAS,** the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –
- Direct Membership Assistance, 45% of funds;
 - Housing, 17% of funds;
 - Food and Agriculture, 12% of funds;
 - Education, 6% of funds;
 - Culture and Language, 10% of funds;
 - Revenue Generations, 2% of funds;
 - Government Roles and Responsibilities, 3% of funds;
 - Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and
- WHEREAS,** 140HP Loader Tractor will be more useful and efficient for our beef and buffalo operation than our current equipment. It will be able to haul haylage, corn silage, and high moisture corn, cut hay for the beef and buffalo, as well as run the batwing mower to upkeep the pastures, buffers, fence lines, and CRP fields; and
- WHEREAS,** the Project Owner for the proposed project is requesting \$88,000 obligated from the Tribal Contribution Savings, Food and Agriculture; and

44 **WHEREAS,** this project will be concluded by December 31, 2022; and

45

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

47

48 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
49 funds for the 140HP Loader Tractor, in the amount of \$88,000 from Tribal Contribution Savings, Food and
50 Agriculture with Vanessa Miller, Food and Agriculture Area Manager assigned as the Project Owner.

ARPA Funds Request Form

(General Manager Areas Only)

Date: 5/16/2022
 Business Unit Name: Oneida Nation Farm
 Business Unit Number: 1203300
 Warehouse Number: 49
 Requestor: Vanessa Miller
 Project Name: LoaderTractor

Purpose & Benefit – Please describe

This is to purchase a 140 HP loader tractor.

Currently we only use this tractor to haul feeder wagons for the beef and buffalo. By upgrading this tractor to this 140 hp tractor, it will be more useful for our beef and buffalo operation. It can haul haylage, corn silage, and high moisture corn. Also, it will be able to cut hay for the beef and buffalo. As well as run the batwing mower to upkeep the pastures, buffers, fence lines, and CRP fields.

Anticipated Utilization Rates: _____

Anticipated Costs:

3 Bids: 1. Gruett's Inc. \$88,000 2. Reister & Schnell. \$126,315.73 3. Swiderski Equipment. \$142,000

Sole Source Justification: _____

GSA Pricing: _____

Ongoing Costs: regular maintenance

Timeframe to Complete: one time equipment purchase-will order as soon as possible

BC Broad Goal Supported:

Health & Safety Housing Food & Agriculture Culture & Language

Revenue Generation Government Roles and Responsibilities

Indicate internal areas that will be involved in the project:

DPW MIS Accounting Purchasing Other: _____

Does this require a Safety Plan? Yes No

Next steps: CIP Process MIS RFS Business Plan Other: CAPEX NUMBER

Do not write below. For ARPA Team feedback only.

1. Recommendations:

Adopt resolution entitled Obligation for 140HP Mixer Tractor Utilizing Tribal Contribution Savings

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approval and assignment for BC Resolution to use ARPA Funds.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Mark W. Powless, General Manager



6. Supporting Documents:

- Bylaws
- Fiscal Impact Statement
- Presentation
- Contract Document(s)
- Law
- Report
- Correspondence
- Legal Review
- Resolution
- Draft GTC Notice
- Minutes
- Rule (adoption packet)
- Draft GTC Packet
- MOU/MOA
- Statement of Effect
- E-poll results/back-up
- Petition
- Travel Documents
- Other:


7. Budget Information:

- Budgeted – Tribal Contribution
- Budgeted – Grant Funded
- Unbudgeted
- Not Applicable
- Other: ARPA Funding

8. Submission:

Mark W. Powless

Digitally signed by Mark W. Powless
Date: 2022.07.01 11:04:09 -05'00'

Authorized Sponsor: Mark W. Powless, General Manager 

Primary Requestor: Vanessa Miller, Food & Agriculture Area Manager

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank
Obligation for 140HP Mixer Tractor Utilizing Tribal Contribution Savings

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- 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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and
- WHEREAS,** the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and
- WHEREAS,** the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and
- WHEREAS,** the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –
- Direct Membership Assistance, 45% of funds;
 - Housing, 17% of funds;
 - Food and Agriculture, 12% of funds;
 - Education, 6% of funds;
 - Culture and Language, 10% of funds;
 - Revenue Generations, 2% of funds;
 - Government Roles and Responsibilities, 3% of funds;
 - Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and
- WHEREAS,** 140HP Mixer Tractor will be used to replace the current tractor that is seeing end of life replacement needs and is not powerful enough to meet the needs of the current Oneida Nation Farm operations. The 140HP Mixer Tractor will be used in multiple field operations, including hauling haylage, corn silage, and high moisture corn, which are all feed commodities for our beef and buffalo. It will cut hay, rake hay, and run the mowers to maintain pastures; and

44 **WHEREAS,** the Project Owner for the proposed project is requesting \$130,200 obligated from the Tribal
45 Contribution Savings, Food and Agriculture; and
46

47 **WHEREAS,** this project will be concluded by December 31, 2022; and
48

49 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
50

51 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
52 funds for the 140 HP Mixer Tractor, in the amount of \$130,200 from Tribal Contribution Savings, Food and
53 Agriculture with Vanessa Miller, Food and Agriculture Area Manager assigned as the Project Owner.

ARPA Funds Request Form

(General Manager Areas Only)

Date: 5/16/2022

Business Unit Name: Oneida Nation Farm

Business Unit Number: 1203300

Warehouse Number: 49

Requestor: Vanessa Miller

Project Name: Mixer Tractor

Purpose & Benefit – Please describe

This is to purchase a 140 HP mixer tractor.

Our mixer tractor is used approximately 2-5 hours per day feed the cattle. This tractor is starting to burn engine oil when using it, therefore if replaced it will be a cost savings for repairs. Current tractor is under powered for most of our farm equipment. With a bigger tractor we can use it in other areas of the farm-it can haul haylage, corn silage, and high moisture corn - all feed commodities for our beef and buffalo. It can cut hay, rake hay, and run the mowers to maintain pastures.

Anticipated Utilization Rates: _____

Anticipated Costs:

3 Bids: 1. Gruett's Inc. \$130,200 2. Swiderski Equip. \$144,000 3. Reister & Schnell \$150.00

Sole Source Justification: _____

GSA Pricing: _____

Ongoing Costs: regular maintenance

Timeframe to Complete: one time equipment purchase-will order as soon as possible

BC Broad Goal Supported:

- Health & Safety Housing Food & Agriculture Culture & Language
- Revenue Generation Government Roles and Responsibilities

Indicate internal areas that will be involved in the project:

- DPW MIS Accounting Purchasing Other: _____

Does this require a Safety Plan? Yes No

Next steps: CIP Process MIS RFS Business Plan Other: CAPEX NUMBER

Do not write below. For ARPA Team feedback only.

1. Recommendations:

Adopt resolution entitled Obligation for 6155M Cab Tractor with Crimper Utilizing Tribal Contribution Savings

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approval and assignment for BC Resolution to use ARPA Funds.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Mark W. Powless, General Manager



6. Supporting Documents:

- Bylaws
- Contract Document(s)
- Correspondence
- Draft GTC Notice
- Draft GTC Packet
- E-poll results/back-up
- Other:
- Fiscal Impact Statement
- Law
- Legal Review
- Minutes
- MOU/MOA
- Petition
- Presentation
- Report
- Resolution
- Rule (adoption packet)
- Statement of Effect
- Travel Documents


7. Budget Information:

- Budgeted – Tribal Contribution
- Budgeted – Grant Funded
- Unbudgeted
- Not Applicable
- Other: ARPA Funding

8. Submission:

Mark W. Powless

Digitally signed by Mark W. Powless
Date: 2022.07.01 11:04:09 -05'00'

Authorized Sponsor: Mark W. Powless, General Manager 

Primary Requestor: Vanessa Miller, Food & Agriculture Area Manager

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank
Obligation for 6155M Cab Tractor with Crimper Utilizing Tribal Contribution Savings

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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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and

WHEREAS, the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and

WHEREAS, the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and

WHEREAS, the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –

- Direct Membership Assistance, 45% of funds;
- Housing, 17% of funds;
- Food and Agriculture, 12% of funds;
- Education, 6% of funds;
- Culture and Language, 10% of funds;
- Revenue Generations, 2% of funds;
- Government Roles and Responsibilities, 3% of funds;
- Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and

WHEREAS, the 6155M Cab Tractor with Crimper will be compatible with existing equipment at Tsyunhehkwa Farm. It will assist with no tilling efforts and will allow farm operations to be more efficient with adding another large tractor to the inventory. The crimper is a system that will encourage better environmental support as it allows for year-round cover cropping and reduction in fertilizer costs. This tractor and crimper will allow a faster response to multiple corn field when needed, increasing staff efficiency. The goals are to reduce

43 erosion and runoff, increase soil health, and reduction of footprint left on the land, all of
44 which promote sustainability;

45
46 **WHEREAS,** the Project Owner for the proposed project is requesting \$132,160 obligated from the Tribal
47 Contribution Savings, Food and Agriculture; and

48
49 **WHEREAS,** this project will be concluded by December 31, 2022; and

50
51 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and

52
53 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
54 funds for the 6155M Cab Tractor with Crimper, in the amount of \$132,160 from Tribal Contribution Savings,
55 Food and Agriculture with Vanessa Miller, Food and Agriculture Area Manager assigned as the Project
56 Owner.

ARPA Funds Request Form

(General Manager Areas Only)

Date: 5/23/2022
 Business Unit Name: Tsyunhehkwa
 Business Unit Number: 4263001
 Warehouse Number: 244
 Requestor: Vanessa Miller
 Project Name: John Deere Tractor with Crimper.

Purpose & Benefit – Please describe

This is to purchase a JOHN DEERE 6155M Cab Tractor with Crimper.

The tractor will line up with our new planter, cultivator and new no-till drill as all are from same company and compatible. It will also help us move into a system of more no tilling and help us be more efficient as we won't have to wait for our one large tractor to be freed up for next use. The crimper is a system that will encourage better environmental support. It will allow the ground to be covered 365 days of the year. In the end this system will help reduce fertilizer cost and is more efficient than our current system. Lastly, we have 3 corn fields at 3 different sites and at good distance, this tractor and crimper will allow us to response to these sites faster when nature allows us in the fields. The goals are to reduce erosion, runoff and increase soil health, and be more efficient with staff time. This aligns well with the Nation's Food Sovereignty Strategic Plan and and Rights of Nature Proclamation as a reduced footprint will be left on the land, promoting sustainability.

Anticipated Utilization Rates: _____

Anticipated Costs: _____

3 Bids: _____

Sole Source Justification: GSA pricing with John Deere to be compatible with other equipment.

GSA Pricing: 132,159.86 (after trade in)

Ongoing Costs: regular maintenance

Timeframe to Complete: one time equipment purchase-will order as soon as possible

BC Broad Goal Supported:

- Health & Safety
- Housing
- Food & Agriculture
- Culture & Language
- Revenue Generation
- Government Roles and Responsibilities

Indicate internal areas that will be involved in the project:

- DPW
- MIS
- Accounting
- Purchasing
- Other: _____

Does this require a Safety Plan? Yes No

Next steps: CIP Process MIS RFS Business Plan Other: CAPEX NUMBER

Do not write below. For ARPA Team feedback only.

1. Recommendations:

Adopt resolution entitled Obligation for MS 400 VB Spreader Utilizing Tribal Contribution Savings

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approval and assignment for BC Resolution to use ARPA Funds.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Mark W. Powless, General Manager



6. Supporting Documents:

- Bylaws
- Fiscal Impact Statement
- Presentation
- Contract Document(s)
- Law
- Report
- Correspondence
- Legal Review
- Resolution
- Draft GTC Notice
- Minutes
- Rule (adoption packet)
- Draft GTC Packet
- MOU/MOA
- Statement of Effect
- E-poll results/back-up
- Petition
- Travel Documents
- Other:


7. Budget Information:

- Budgeted – Tribal Contribution
- Budgeted – Grant Funded
- Unbudgeted
- Not Applicable
- Other: ARPA Funding

8. Submission:

Mark W. Powless

Digitally signed by Mark W. Powless
Date: 2022.07.01 11:04:09 -05'00'

Authorized Sponsor: Mark W. Powless, General Manager 

Primary Requestor: Vanessa Miller, Food & Agriculture Area Manager

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank
Obligation for MS 400 VB Spreader Utilizing Tribal Contribution Savings

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- 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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and
- WHEREAS,** the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and
- WHEREAS,** the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and
- WHEREAS,** the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –
- Direct Membership Assistance, 45% of funds;
 - Housing, 17% of funds;
 - Food and Agriculture, 12% of funds;
 - Education, 6% of funds;
 - Culture and Language, 10% of funds;
 - Revenue Generations, 2% of funds;
 - Government Roles and Responsibilities, 3% of funds;
 - Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and
- WHEREAS,** MS 400 VB Spreader will be used to add to the inventory of the Oneida Nation Farm. The farm hauls manure for its operations, and an additional spreader would aide on the timeliness of application and increase efficiency of overall operations; and
- WHEREAS,** the Project Owner for the proposed project is requesting \$50,960 obligated from the Tribal Contribution Savings, Food and Agriculture; and

44 **WHEREAS,** this project will be concluded by December 31, 2022; and

45

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

47

48 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
49 funds for the MS 400 VB Spreader, in the amount of \$50,960 from Tribal Contribution Savings, Food and
50 Agriculture with Vanessa Miller, Food and Agriculture Area Manager assigned as the Project Owner.

ARPA Funds Request Form

(General Manager Areas Only)

Date: 5/16/2022
 Business Unit Name: Oneida Nation Farm
 Business Unit Number: 1203300
 Warehouse Number: 49
 Requestor: Vanessa Miller
 Project Name: MS 400 VB Spreader

Purpose & Benefit – Please describe

This is to purchase a MS 400 VB Spreader

Currently the farm has one spreader-we would like to add another. With the farm no longer having a manure pit we no longer hire the manure to be hauled. Therefore we haul all of our own, an additional spreader would aide on the timeliness of application. Seeing we don't winter haul all application must be done in the fall after crop harvest, and in the spring before we plant crops. Adding a second spreader will speed this process up, and allow us to get done quicker and more efficiently.

Anticipated Utilization Rates: _____

Anticipated Costs:

3 Bids: 1. Reister & Schnell: \$50,960 2. Gruett's Inc. \$59,460 3. Swiderski Equipment. \$59,750

Sole Source Justification: _____

GSA Pricing: _____

Ongoing Costs: regular maintenance

Timeframe to Complete: one time equipment purchase-will order as soon as possible

BC Broad Goal Supported:

Health & Safety Housing Food & Agriculture Culture & Language

Revenue Generation Government Roles and Responsibilities

Indicate internal areas that will be involved in the project:

DPW MIS Accounting Purchasing Other: _____

Does this require a Safety Plan? Yes No

Next steps: CIP Process MIS RFS Business Plan Other: CAPEX NUMBER

Do not write below. For ARPA Team feedback only.

1. Recommendations:

Adopt resolution entitled Obligation for Regenerative Agriculture Consultation Assessment Utilizing Tribal

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approval and assignment for BC Resolution to use ARPA Funds.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Mark W. Powless, General Manager



6. Supporting Documents:

- Bylaws
- Contract Document(s)
- Correspondence
- Draft GTC Notice
- Draft GTC Packet
- E-poll results/back-up
- Other:
- Fiscal Impact Statement
- Law
- Legal Review
- Minutes
- MOU/MOA
- Petition
- Presentation
- Report
- Resolution
- Rule (adoption packet)
- Statement of Effect
- Travel Documents


7. Budget Information:

- Budgeted – Tribal Contribution
- Unbudgeted
- Other: ARPA Funding
- Budgeted – Grant Funded
- Not Applicable

8. Submission:

Mark W. Powless

Digitally signed by Mark W. Powless
Date: 2022.07.01 11:04:09 -05'00'

Authorized Sponsor: Mark W. Powless, General Manager 

Primary Requestor: Vanessa Miller, Food & Agriculture Area Manager

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank

Obligation for Regenerative Agriculture Consultation Assessment Utilizing Tribal Contribution Savings

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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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and

WHEREAS, the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and

WHEREAS, the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and

WHEREAS, the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –

- Direct Membership Assistance, 45% of funds;
- Housing, 17% of funds;
- Food and Agriculture, 12% of funds;
- Education, 6% of funds;
- Culture and Language, 10% of funds;
- Revenue Generations, 2% of funds;
- Government Roles and Responsibilities, 3% of funds;
- Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and

WHEREAS, Regenerative Agriculture Consultation Assessment will look to perform baseline soil health assessments of our agriculture departments, including Tsyunhehkwa, the Oneida Nation Farm, and Orchard. This study will assess operations and create a multi-year recommended action plan to work to incorporate increased best practices of regenerative agriculture practices. This project will include staff training, as well as community producer training. The benefits of this project include decreasing chemicals into our food systems

44 and ecosystems, optimizing soil health of our lands, and increasing healthy foods into our
45 foods system; and
46

47 **WHEREAS,** the Project Owner for the proposed project is requesting \$280,588 obligated from the Tribal
48 Contribution Savings, Food and Agriculture; and
49

50 **WHEREAS,** this project will be concluded by December 31, 2025; and
51

52 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
53

54 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
55 funds for the Regenerative Agriculture Consultation Assessment, in the amount of \$280,588 from Tribal
56 Contribution Savings, Food and Agriculture with Vanessa Miller, Food and Agriculture Area Manager
57 assigned as the Project Owner.

ARPA Funds Request Form

(General Manager Areas Only)

Date: 4/27/2022
 Business Unit Name: Oneida Nation Farm
 Business Unit Number: 1203300
 Warehouse Number: 49
 Requestor: Vanessa Miller
 Project Name: Regenerative Ag Assessment and Transition

Purpose & Benefit – Please describe

This project will look to perform baseline soil health assessment of our agriculture departments (Tsyunhehkwa, Farm, Orchard), assess operations, and come up with a multi year plan of recommended action to transition over to more best practices regenerative agriculture practices (i.e. weaning of of chemicals, grazing, etc). This project will include staff training, as well as community producer training. The benefit of this project in decreasing chemicals into our food systems and ecosystems, decreasing harm to our lands, and increasing healthy indigenously grown foods into our community. This project is in alignment with and supported by our BC accepted Food Sovereignty Strategic Plan, as well as BC passed Proclamation of Rights of Nature and Food Sovereignty and Policy resolutions.

Anticipated Utilization Rates: _____

Anticipated Costs:

3 Bids: \$280,588

Sole Source Justification: We sent formal RFPs out to 3 entities knowledgeable in this area. We received one bid back. Please see attached email from Purchasing and supporting memo. _____

GSA Pricing: _____

Ongoing Costs: ongoing operational costs of the areas

Timeframe to Complete: 3 year plan of mentoring and implementation of recommended plan

BC Broad Goal Supported:

Health & Safety Housing Food & Agriculture Culture & Language

Revenue Generation Government Roles and Responsibilities

Indicate internal areas that will be involved in the project:

DPW MIS Accounting Purchasing Other: Orchard, Tsyunhehkwa

Does this require a Safety Plan? Yes No

Next steps: CIP Process MIS RFS Business Plan Other: contract submittal for legal review

Do not write below. For ARPA Team feedback only.

1. Recommendations:

Adopt resolution entitled Obligation for Public Arts and Arts Survey Utilizing Tribal Contribution Savings

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approve resolution

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Mark W. Powless, General Manager

Tina Jorgensen, GSD Director

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input checked="" type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: | |

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager

Primary Requestor: _____

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank
Obligation for Public Arts and Arts Survey Utilizing Tribal Contribution Savings

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- 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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and
- WHEREAS,** the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and
- WHEREAS,** the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and
- WHEREAS,** the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –
- Direct Membership Assistance, 45% of funds;
 - Housing, 17% of funds;
 - Food and Agriculture, 12% of funds;
 - Education, 6% of funds;
 - Culture and Language, 10% of funds;
 - Revenue Generations, 2% of funds;
 - Government Roles and Responsibilities, 3% of funds;
 - Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and
- WHEREAS,** the Public Arts and Arts Survey will facilitate a tribal community survey about the arts program services and activities seeking perceptions and input for invigorating and revitalizing cultural identity as Oneida people; and the commission and placement public arts in key areas on the reservation that create gathering places for Oneida people and visitor for the reflection and revitalization of unique tribal cultural identity, heritage, and creative artistic expression for future generations; and

44 **WHEREAS,** the Project Owner for the proposed project is requesting \$155,000 obligated from the Tribal
45 Contribution Savings, Land, Infrastructure, Sovereignty; and
46

47 **WHEREAS,** this project will be concluded by 2025; and
48

49 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
50

51 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
52 funds for the Public Arts and Arts Survey, in the amount of \$155,000 from Tribal Contribution Savings,
53 Land, Infrastructure, Sovereignty, with Sherrole Benton, Arts Program Supervisor, assigned as the Project
54 Owner.

ARPA Funds Request Form

(General Manager Areas Only)

Date: Feb. 25, 2022

Business Unit Name: Arts Program

Business Unit Number: 001-4225051

Warehouse Number: 150

Requestor: Sherrole Benton

Project Name: Arts & Culture Survey

Purpose & Benefit – Please describe

This Arts & Culture survey would assess what tribal members and tribal artists need or expect from ONAP's programming, services, classes, or events. According to the 2020 Quality of Life survey, we can improve upon providing programs that help tribal members feel connected to their Oneida culture, (page 22). We would focus some survey questions on tribal members' needs regarding programming that would invigorate or revitalize their cultural identity as Oneida people. It's important to practice our unique art, culture, language and tribal identity in order to maintain federal recognition and our tribal sovereignty. ONAP is requesting \$50,000 dollars for a new survey and public art project based on survey results of tribal members. Please see attached narrative proposal and anticipated budget need.

Anticipated Utilization Rates: 100%

3 Bids: Request waiver of 3 bids due to short time frame to apply for ARPA funds, will seek bids if approved

Sole Source Justification: _____

GSA Pricing: _____

Ongoing Costs: _____

Timeframe to Complete: 12 months

BC Broad Goal Supported:

- Health & Safety Housing Food & Agriculture Culture & Language
- Revenue Generation Government Roles and Responsibilities Infrastructure

Indicate internal areas that will be involved in the project:

- DPW MIS Accounting Purchasing Other: _____

Does this require a Safety Plan? Yes No

Do not write below. For ARPA Team feedback only.

1. Recommendations:

Oneida Nation Arts & Culture Survey Proposal

ARPA Funds Request by Sherrole Benton, Arts Program Supervisor
Oneida Nation Arts Program, GSD, Cultural Heritage Dept, February 25, 2022

The Oneida Nation Arts Program (ONAP) is proposing a new survey of tribal members about how they see the services and activities of the Arts, Culture, & Language programs. We would hire an outside professional consultant, (who specializes in arts, culture, and language data) to work with us to develop the survey. We expect the consulting company to analyze the survey results and provide us with a report.

The survey would assess what tribal members and tribal artists need or expect from ONAP's programming, services, classes, or events. According to the 2020 Quality of Life survey, we can improve upon providing programs that help tribal members feel connected to their Oneida culture, (page 22). We would focus some survey questions on tribal members' needs regarding programming that would invigorate or revitalize their cultural identity as Oneida people.

It's important to practice our unique art, culture, language and tribal identity in order to maintain federal recognition and our tribal sovereignty. The ripple effects of the colonial "divide and conquer" policies still affect our tribal community today. Our reservation is divided by two counties, multiple townships and municipalities, and several school districts, and urban and rural areas. Daily interactions in the mainstream society chip away at our individual identities as Oneida people, and influence our beliefs and behaviors. We have few places and opportunities to gather as a tribal community that reflect and revitalize our unique identity and heritage.

We have reviewed the following surveys:

- 2020 Quality of Life,
- 2018 Economic Development Strategic Plan Oneida Nation of Wisconsin, and
- 2014 Oneida Reservation Comprehensive Plan Annual Report.

There is a lot of good information about the demographics of Oneida tribal people. We also see a need for a fine-tuned survey specifically about tribal arts, culture and language and support for cultural identity and "creative placemaking." There is a desire in the community for developing an "Oneida community of wellness that supports the individual's tie to the land through a sense of place and identity," (2014 Oneida Reservation Comprehensive Plan Annual Report, page 16).

The previous surveys indicate a few concepts that we would delve into more for providing ONAP with future direction. The 2018 Economic Development Plan indicates a need to improve the public image of the Oneida community, (page 8). A new survey about the arts and culture in Oneida can focus on a few concepts such as:

- Needs assessment for arts, culture, language programs, services, or events
- Listening for ideas to create a place or public art that reflects an Oneida community
- Listening for a desire to promote an Oneida image and story beyond local boundaries
- Improving quality of life with cultural events like art, theatre, music, Native arts

The 2020 Quality of Life Survey indicates that there's room for improvement for presenting the arts, theatre, music in our community, (page 22). From the results of the new survey, we propose the development of a public work of art that will create a sense of place, invigorate cultural identity, as well as, promote the Oneida reservation in a positive light. This survey will guide us on determining what type of new public work or art, or new "place making" project we ought to create. In addition, the survey results will provide good data for other grant opportunities.

There are open and public spaces on the Oneida reservation (tribally owned) where we could install public art or designate and build-up a historical and culturally relevant place. This project would reflect Oneida culture, heritage, and identity and improve our public image as we express who are as a people.

Consultant companies to seek bids from:

- Brian Loevner at BLVE
brian@blveconsults.com
<https://www.blveconsults.com/>
- Doug Clayton at Arts Consulting Group
dclayton@artsconsulting.com
<https://artsconsulting.com/>
- Slover Linett Audience Research
<https://sloverlinett.com/>

ARPA Funds Request:

- Approximately \$12,000 dollars for the survey consultant company
- Approximately \$38,000 dollars for public art or place making project

Adopt resolution entitled Obligation for Oneida National Treasures Recognition Utilizing Tribal Contributions

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approve resolution

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Mark W. Powless, General Manager

Tina Jorgensen, GSD Director

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input checked="" type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: | |

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager

Primary Requestor: _____

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank

Obligation for Oneida National Treasures Recognition Utilizing Tribal Contribution Savings

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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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and

WHEREAS, the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and

WHEREAS, the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report; and

WHEREAS, the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –

- Direct Membership Assistance, 45% of funds;
- Housing, 17% of funds;
- Food and Agriculture, 12% of funds;
- Education, 6% of funds;
- Culture and Language, 10% of funds;
- Revenue Generations, 2% of funds;
- Government Roles and Responsibilities, 3% of funds;
- Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and

WHEREAS, Oneida National Treasures Recognition is a 5-year project that will formally recognize individual Oneida people or groups for their work in preserving, protecting, and promoting our Arts, Language and Culture each year. A formal recognition ceremony will be held for the selected individuals/groups and other invited guests. The project includes funding monetary awards to the selected individuals and/or groups, purchase of their artwork, video and multi-media documentation, museum quality display supplies and materials, and an awards banquet with presenters; and

44
45 **WHEREAS,** the Project Owner for the proposed project is requesting \$530,000 obligated from the Tribal
46 Contribution Savings, Culture and Language; and
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48 **WHEREAS,** this project will be concluded by 2028; and
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50 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
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52 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
53 funds for the Oneida National Treasures Recognition, in the amount of \$530,000 from Tribal Contribution
54 Savings, Culture and Language with Sherrole Benton, Arts Program Supervisor, assigned as the Project
55 Owner.

Consider the request for an ARPA FRF and Tribal Contribution Savings funded Oneida National Treasurer

Business Committee Agenda Request

1. **Meeting Date Requested:** 04/13/22

2. **Session:**

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. **Requested Motion:**

Accept as information; OR

Approve a broad goal project under Culture & Language to obligate approximately a total of \$110,000 - \$295,000 from the ARPA FRF, LR funds/Tribal Contribution savings to the General Managers Area to fund the necessary resources to implement an Oneida National Treasures Project initiative for the next 3-5 years. For the Oneida Business Committee to develop and approve a resolution creating the Official Title of an “Oneida National Treasurer.” This title has the high-level criteria of recognizing individuals or groups for their work in preserving, protecting, and promoting our Arts, Language and Culture. E:nik takutate, I treasure you (Language source is the Oneida Language and Cultural Center website, Ontario).

4. **Areas potentially impacted or affected by this request:**

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. **Additional attendees needed for this request:**

Mark W. Powless, General Manager

Robert C. Brown, Cultural Advisor

Stacy S. Coon, Director Oneida Nation Museum

Aliskwet Ellis, Secretary, Woodland Indian Art, Inc

6. Supporting Documents:

- Bylaws
- Fiscal Impact Statement
- Presentation
- Contract Document(s)
- Law
- Report
- Correspondence
- Legal Review
- Resolution
- Draft GTC Notice
- Minutes
- Rule (adoption packet)
- Draft GTC Packet
- MOU/MOA
- Statement of Effect
- E-poll results/back-up
- Petition
- Travel Documents
- Other: Project Scope document

7. Budget Information:

- Budgeted – Tribal Contribution
- Budgeted – Grant Funded
- Unbudgeted
- Not Applicable
- Other: ARPA FRF, LR funds/Tribal Contribution savings

8. Submission:

Authorized Sponsor: Name, Title/Entity OR Choose from List

Primary Requestor: Rae Skenandore, Oneida Tribal Member 8941

RAE SKENANDORE PROJECT SCOPE

Oneida National Treasures

OVERVIEW

1. Project Scope

- The concept is for Oneida to create an Official Title of an “Oneida National Treasurer”, by resolution. This title will be bestowed on individuals or groups in recognition of their work in preserving, protecting, and promoting our Arts, Language and Culture. E:nik takutáté, I treasure you (source Oneida Canada website).
- An entity or individuals (or a joint effort) will be designated to oversee the process, including the selection of the group, individual artist, or cultural bearer.
- Each year, an open call would go out to the Nation’s membership to nominate individuals or groups that fall within the criteria above.
- A selection Committee would choose 3-5 individuals/groups to be named “Oneida National Treasures”.
- Chosen individuals/groups would be notified. The museum would work with them to collect the following for the “Oneida National Treasures Collection”: Recording our history today, to tell our story tomorrow.
 - If an artist, their history, pictures of their work, documentation to create an exhibit for the museum and a piece of their artwork would be commissioned for the Museum’s permanent collection.
 - For language/culture bearers groups or individual, the Museum would collect their history, examples of their work, and documentation to create an exhibit for the museum.
- A formal recognition ceremony will be held for the selected individuals/groups and other invited guests. At that time, the individual/group,
 - Will be recognized & their story told.
 - A commissioned piece of art will be presented to the group/individual as an award/gift, i.e., beaded medallion, beaded crown, Glen Gary hat, basket, pottery, etc.
 - A cash award will be bestowed upon the individual/group in recognition of their work, accomplishments, teaching, and sharing to encourage their continued good works.
 - Year one or all years could include posthumous awards for recognition.
 - Year two should include year one’s recipients or representation on the

2. Background Overview / Inspiration for this Concept

Cherokee National Treasure

Cherokee National Treasure is a distinction created in 1988 by the Cherokee Nation to recognize people who have made significant contributions to the preservation of their Tribe's arts, language, and culture”.

In their 1988 brochure it states the following “The Cherokee people are at a very important time in history and at a crucial point in making provisions for their future identity as a distinct people. The Lost Arts project is concerned with the preservation and revival of Cherokee cultural practices that may be lost in the passage from one generation to another. The project is concerned with capturing the knowledge, techniques, individual commitment available to us and heritage received from Cherokee folk artists and developing educational and cultural preservation programs based on their knowledge and experience.”

Artists had to be Cherokee and nominated by at least two people in the community. When selected, they were designated as “Living National Treasures”.

First Peoples Fund

Since 2000, the First Peoples Fund has recognized over 100 culture bearers across Indian Country through the Jennifer Easton Community Spirit Awards. Honorees are selected for sustaining and growing the understanding of the creative practices and cultural values of their People. They have an open invitation to nominate individuals who exemplify those characteristics listed. There is an application process & those selected are recognized at an awards ceremony & given a monetary award (no strings attached) to continue their work. <https://www.firstpeoplesfund.org/artist-index>.

Several Oneida artists have received their award. The list includes Douglas Limon, Charlie Hill, Loretta Webster, and Rose Kerstetter. They also have an Artist in Business Leadership Fellow that recognizes artists and it includes a monetary award. Oneida artists Mark Fisher received that fellowship.

Oneida Recognition

What great ideas and thing to do to help preserve and protect art, language, and culture. Why isn't Oneida recognizing our own & preserving that knowledge?

Besides those deserving Oneida artists listed above, below are examples of individuals and categories that could be considered for Oneida's National Treasurers. I'm just giving ideas and examples from my personal knowledge 😊

- Posthumously, Mamie Ryan for baskets, Amelia Cornelius for her corn husk dolls & storytelling and Loretta Metoxen as Tribal Historian.
- Jennifer Stevens and Ken Webster for their work in Oneida Pottery. Teachers and artists such as Cindy Thomas for her work in pottery and at the school.

- Loretta (raised beadwork artist) & Stan Webster & Kirby Metoxen for their work in creating Woodland Indian Art Inc. and continuing the annual Art Show and Market since 2006 (with an all-volunteer board). Or Woodland Indian Art, Inc. Board as a group.
- Arlie Doxtator for his work to educate and promote our indigenous foods and cooking methods.
- The Oneida White Corn Growers.
- Curt Summers and the Oneida Lacrosse group for their work to keep Lacrosse going in the Oneida community.
- Bob Brown, our Oneida Language speakers & the faith keepers at the longhouse.
- Lloyd Powless for his decades of work on the Pow-Wow Committee.
- MOC (Music of our culture) or a specific youth award.
- The Oneida Hymn singers

Again, this list is just a few examples from my personal knowledge. I'm sure the community could contribute to a much more extensive list.

3. High-Level Requirements

- An Official designation of an Oneida National Treasure.
 - There should not be an age requirement, we should be encouraging our youth.
 - It should not matter if individuals are employees or not. They are still contributing to our collective knowledge.
 - Individual or entity can be under the Tribe, or a separate/community group.
- Funding for the process, event, awards, and artistic purchases.
- An un-politicized process for nominations and selection by delegating the responsibility to an entity or individuals.
- The involvement of the Oneida Nation Museum for the preservation of the documentation, display, and collections.

4. Deliverables

- A formal event for the official recognition of the contributions of our Oneida members.
- Support for our artists, language, and cultural practitioners.
- Additional documentation and exhibits for the collections for our Oneida Museum. Preserving our history today to be able to tell our story tomorrow.

5. Request

- Approve a broad goal project under Culture & Language to obligate approximately a total of \$110,000 - \$295,000 from the ARPA FRF, LR funds/Tribal Contribution savings to the General Managers Area to fund the necessary resources to implement an Oneida National Treasures Project initiative for the next 3-5 years.
- For the Oneida Business Committee to develop and approve a resolution creating the Official Title of an “Oneida National Treasurer.” This title has the high-level criteria of recognizing individuals or groups for their work in preserving, protecting, and promoting our Arts, Language and Culture. E:nik takutate, I treasure you (Language source is the Oneida Language and Cultural Center website, Ontario).

6. Support

- In informal discussions, I have received support from the General Manager, including Cultural Heritage and the Oneida Museum.
- I have also discussed the concept with WIA, Inc for their assistance in the process.
- The Museum has provided the budget numbers for the estimated costs under Museum.
- Remaining budget items are estimates of the costs associated with implementing the initiative.



P.O. Box 116 • Oneida, WI 54155 • www.woodlandindianart.com

February 25, 2022

Oneida Business Committee
Oneida Nation
P.O. Box 365
Oneida, WI 54155

Re: Oneida National Treasures

Dear Business Committee Members:

On behalf of Woodland Indian Art Inc., I am writing this letter of support for the "Oneida National Treasures" concept. Rae Skenandore has presented this concept to our Board of Directors to house this project. The board decided that since we support Woodland based artists and this concept is bigger than art, our organization would not be the best place for this concept. However, the board voted unanimously in support of the project and that Woodland Indian Art Inc. would designate a representative to be involved in the creation of the "Oneida National Treasures" concept.

This concept will identify those who are outstanding in preserving the Oneida Nation culture through art, language, and other mediums. It is important to recognize those individuals that make protecting and revitalizing our culture a priority in their day to day lives. I believe having a designated entity to be responsible for identifying, nominating, and awarding individuals is important because it will create a fair and accountable process for a hopefully long-term project.

The past two years have been hard for our community living through a pandemic. Feelings of anxiety, safety, grief, etc. became a part of our everyday lives. This project will shine a light on exceptional members and spread positivity throughout our community.

Woodland Indian Art Inc. is very appreciative of the partnership with Oneida Nation's entities such as the Oneida Nation Arts Program, Big Bear Media, and the Radisson. We look forward to the continued partnerships, including the consideration of this proposal.

Yaw^ko (Thank You),

A handwritten signature in black ink that reads "Aliskwet Ellis". The signature is written in a cursive, flowing style.

Aliskwet Ellis, Secretary
Woodland Indian Art, Inc | P.O. Box 116, Oneida, WI 54155
Phone: (920) 355-2244
Email: info@woodlandindianart.com
Web Site: www.woodlandindianart.com

Item	Item cost	Quantity	Annual Cost - Lower range at 3 selected individual / groups selected	Annual Cost - Higher range at 5 selected individual / groups selected	Estimated lower range for 3 years	Estimated higher range for 3 years	Estimated lower range for 5 years	Estimated higher range for 5 years
Museum expenses								
Floating cases with vitrine tops	\$800 - \$1,000	3 - 5	\$ 2,400	\$ 5,000	\$ 7,200	\$ 15,000	\$ 12,000	\$ 25,000
Cost to purchase/commission work from Oneida Treasurers for the Museum collection	\$2,000	3 - 5	\$ 6,000	\$ 10,000	\$ 18,000	\$ 30,000	\$ 30,000	\$ 50,000
Video/Interactive + technical/mounts	\$550	3 - 5	\$ 1,650	\$ 2,750	\$ 4,950	\$ 8,250	\$ 8,250	\$ 13,750
Space	\$0				\$ -	\$ -	\$ -	\$ -
Graphics/content	\$0				\$ -	\$ -	\$ -	\$ -
Open Call for Nominations								
Printing and Media	\$1,000				\$ 3,000	\$ 3,000	\$ 5,000	\$ 5,000
Selection Committee	\$5,000				\$ 15,000	\$ 15,000	\$ 25,000	\$ 25,000
Awards Ceremony								
Banquet	\$25	150 - 200	\$ 3,750	\$ 5,000	\$ 11,250	\$ 15,000	\$ 18,750	\$ 25,000
Commissioned Artist Gift	\$1,000	3 - 5	\$ 3,000	\$ 5,000	\$ 9,000	\$ 15,000	\$ 15,000	\$ 25,000
Cash Award	\$5,000	3 - 5	\$ 15,000	\$ 25,000	\$ 45,000	\$ 75,000	\$ 75,000	\$ 125,000
Total					\$ 113,400	\$ 176,250	\$ 189,000	\$ 293,750

Adopt resolution entitled Obligation for Oneida Nation Student Relief Fund Utilizing Tribal Contribution...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

X Approve the request for an additional \$2,000,000 TCS to be allocated toward the Student Relief Fund (SRF).

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Mark W. Powless, General Manager

Mark W. Powless

Digitally signed by Mark W. Powless
Date: 2022.07.05 16:26:55 -05'00'

Jacqueline “Jackie” Smith, Area Manager Education & Training

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
- Other: Tribal Contributions Savings Request submitted to the Oneida Portal for consideration at the June 14 BC Work Session.

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
- Other: Tribal Contributions Savings .

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager

Primary Requestor: Jacqueline M. Smith, Area Manager Education & Training



To: Oneida Business Committee
From: Jacqueline Smith, Area Manager Education & Training
Date: June 1, 2022
RE: Tribal Contributions Savings (TCS) Request for Student Relief Fund (SRF) Fall 2022

This memo is to accompany the request to the Oneida Portal for \$2 million in additional SRF related funding from TCS for consideration at the BC Work Session on June 14. This funding request is in alignment with a motion passed to accept the Oneida Nation Student Relief Fund (SRF) Program follow-up report at the regular Oneida Business Committee meeting on May 11

The SRF Program Follow-Up report includes a background on SRF, additional data, and the fall funding recommendation for \$2 million. This request will bring the overall total to \$6 million allocated toward the SRF with the end date of December 31, 2022, or until the allotted funds depleted. The additional funding is expected to cover approximately thirty-five (35 weeks) of SRF expenses.

The additional funding will continue to provide opportunities to tribal members to get a start on their post-secondary education and professional training and certification goals. SRF has offered another chance to Oneidas who are suspended from Higher Ed. SRF is also an opportunity for the student to get a start on educational activities to improve their employment skills and find better employment options as a result COVID-19 pandemic while supporting the Business Committee's broad goal of Education

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank

Obligation for the Oneida Nation Student Relief Fund, Utilizing Tribal Contribution Savings

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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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and

WHEREAS, the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”: and

WHEREAS, the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and

WHEREAS, the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –

- Direct Membership Assistance, 45% of funds;
- Housing, 17% of funds;
- Food and Agriculture, 12% of funds;
- Education, 6% of funds;
- Culture and Language, 10% of funds;
- Revenue Generations, 2% of funds;
- Government Roles and Responsibilities, 3% of funds;
- Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and

WHEREAS, the Oneida Business Committee obligated ARPA FRF LR Funds (now referred to as “Tribal Contribution Savings”) in the amount of four million dollars (\$4,000,000) to the Oneida Nation Student Relief Fund by BC Resolution #12-08-21-D; and

WHEREAS, the Oneida Nation Student Relief Fund has provided an opportunity for Oneida Nation members to work toward their post-secondary education, professional training, and certification goals, regardless of their Oneida Higher Education Scholarship status; and

BC Resolution # _____
Obligation for the Oneida Nation Student Relief Fund, Utilizing Tribal Contribution Savings
Page 2 of 2

44
45 **WHEREAS,** the obligation of additional funds will provide an opportunity for more Oneida Nation
46 members to improve their employment prospects during the COVID-19 pandemic; and
47

48 **WHEREAS,** the Project Owner for the proposed project is requesting an additional two million dollars
49 (\$2,000,000) obligated from the Tribal Contribution Savings, Education category; and
50

51 **WHEREAS,** this project will be concluded by December 31, 2022; and
52

53 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
54

55 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
56 funds for the Oneida Nation Student Relief Fund project, in the amount of two million dollars (\$2,000,000)
57 from Tribal Contribution Savings, Education category, with Jacqueline Smith, Area Manager/Education &
58 Training, continuing as Project Owner.

Student Relief Funding Program: Fall Semester

Report Submitted by Jacqueline Smith, Education & Training Area Manager

This report is in response to the motion made at the 04.13.22 regular OBC meeting directing the General Manager to bring back a recommendation for funding fall semester.

VIII. STANDING ITEMS

2. Accept the Oneida Nation Student Relief Fund (SRF) Program follow-up repo (02:20:00) Sponsor: Mark W. Powless, General Manager

Motion by Tina Danforth to accept the Oneida Nation Student Relief Fund (SRF) Program follow-up report and to direct the General Manager bring back a recommendation to the May 11, 2022, regular Business Committee meeting for future funding for the fall semester, seconded by Brandon Stevens. Motion carried: Ayes: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Brandon Stevens, Marie Summers, Jennifer Webster
Opposed: Kirby Metoxen

Background:

The Oneida Student Relief Fund (SRF) enacted through BC Resolution #12-08-21-D which provided post-secondary educational funds to eligible Oneida members for duplicate or lesser degrees, professional development/training, certifications, licenses, other professional development training/classes, and students suspended from Oneida Higher Education Scholarship program.

Oneida has provided members higher education scholarships since 1996 (for the past 26 years) to eligible Oneida members pursuing post-secondary education opportunities. The Oneida community has more tribal members with post-secondary degrees than Brown and Outagamie counties.

In the Oneida GTC Resolution 1-30-10-A Oneida Higher Education Scholarship (OHES) and Tiered Funding¹, the Tribe enacted tiered funding and restated the terms and conditions for adult students pursuing post-secondary degrees under the scholarship.

The Oneida Nation has provided the opportunity for eligible Oneida members to pursue a variety of post-secondary and professional training options.

¹ Other related Higher Education Resolutions include: GTC 8-12-96A Created Oneida Higher Education Scholarship (OHES) for members in vocational, undergraduate, and graduate education programs; this resolution (along with subsequent amendments) require students to maintain particular grade point averages to be in good standing with the school they are attending, complete necessary applications, go through the Pell grant process, submit progress reports to Oneida Higher Education program; use the Free Application for Federal Student Aid (FAFSA) to determine eligibility for any financial resources (state and federal grants) to help defray costs to the Tribe in providing scholarships

Current Student Relief Fund:

In 2021, the Oneida Nation received federal funding to help offset the loss of revenues due to the COVID-19 pandemic. The tribe allocated this federal funding (e.g., ARPA FRF LR or Tribal Contribution Savings) in distinct categories, and one category included “education.”

In December 2021, BC Resolution #12-08-21-D Student Relief Fund (SRF) was approved for a total of \$4 million dollars for the purpose of providing additional post-secondary scholarships to students seeking diverse types of post-secondary and career development and training opportunities not currently funded under OHES. The funding to support the SRF resolution was from the ARPA FRF LF or Tribal Contribution Savings under the category of education.

Original projections assumed SRF would fund two academic years. However, as of April 27, 2022, approximately \$2.2 million of the \$4 million allocation or 55% of total funds were spent in 4 months (or 16 weeks). The SRF program has an **average weekly spend of \$138,000**.

As mentioned in 60-Day Report shared at the Regular OBC Meeting on 02.28.22, **the major cost of the Student Relief Funds (or 59% or \$1,298,000) are stipends** (i.e., student room and board expenses). This rate of spend is more than average post-secondary cost which are around 50% books and tuition and 50% room and board as cited by Wisconsin post-secondary institutions.

At the regular OBC meeting on 04.13.22, information from the 60-day SRF Report showed a total of 370 students with an average award of \$7,000 are currently using the SRF with 229 students choosing a lesser or duplicate degree, 94 suspended students, and 45 are undefined (i.e., professional training/development or certifications).

Fall Funding Recommendation:

Based on the rate of use and spend in the SRF program, a request for \$2 million in additional SRF related funding from TSC is being requested. The additional \$2M will bring the overall total to \$6 million allocated toward the Student Relief Fund (SRF) with an end date of 12.31.22.

The additional \$2 million in funding is expected to cover approximately thirty-five (35 weeks) of SRF expenses.

The end of the year date provides enough time for the Higher Education program to communicate with current SRF students the program will be ending on 12.31.22.

The SRF program has provided an opportunity to tribal members to get a start on their post-secondary education and professional training and certification goals. SRF has offered another chance to Oneidas who are suspended from OHES.

SRF was an opportunity for the student to get a start on educational activities to improve their employment skills and find better employment options as a result COVID-19 pandemic.

SRF Data:

Data for the SRF program is not currently available as students are just beginning to receive their completion reports from educational institutions and educational vendors.

In (6) weeks or around 06.23.22, students will have submitted information regarding their academic performance. Based on the grades they submit at the end of their courses; Higher Education staff should be able to report the number of SRF students who met the requirements to be removed from OHES suspension.

In addition to grades and/or completion reports, Oneida Higher Education is creating a survey tool to collect data to learn more about the SRF Program which includes the following:

- reasons students chose to pursue duplicate or lesser degrees,
- if their employment outlook improved,
- if they have gained new knowledge, skills or abilities that will assist in their careers.

SRF student data collection will start early 2023 after the completion of the SRF program with a full report to follow.

Future Program Assessment:

The Education & Training area began an assessment of all programs in 2020 just before the COVID-19 pandemic suspended and closed tribal businesses and services.

The Oneida Higher Education program was a part of the Education & Training Area assessment and had started a review of operations by developing a scorecard to track progress made on goals and objectives, mapping out both current and future operations, and identifying program services for improvement.

The assessments started in 2020 are expected to continue soon (within the next six (6) months) beginning with a review of past work and a review of process maps for improvement(s) targets.

For OBC consideration, the Education & Training Area Manager's office along with key personnel from Oneida Higher Education request to attend the OBC work session in the next couple of months to review and discuss the **committee's future vision** for the Oneida Higher Education Scholarship program.

Future Funding for Suspended Students:

In the next year, Oneida Higher Education will request approval to launch a separate program designed to assist and fund students who have been suspended from the Oneida Higher Education Scholarship program.

Adopt resolution entitled Obligation for Oneida Nation Home Infrastructure Program Utilizing Tribal...

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Adoption of BC Resolution Obligation for Oneida Nation Home Infrastructure Program

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input checked="" type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: | | |

7. Budget Information:

- | | |
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| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: ARPA TCS Proposal | |

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager

Primary Requestor: _____

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank

Obligation for Oneida Nation Home Infrastructure Program Utilizing Tribal Contribution Savings

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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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and

WHEREAS, the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and

WHEREAS, the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and

WHEREAS, the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –

- Direct Membership Assistance, 45% of funds;
- Housing, 17% of funds;
- Food and Agriculture, 12% of funds;
- Education, 6% of funds;
- Culture and Language, 10% of funds;
- Revenue Generations, 2% of funds;
- Government Roles and Responsibilities, 3% of funds;
- Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and

WHEREAS, the Oneida Nation Home Infrastructure Program will pay the cost of connecting enrolled members of the Oneida Nation who reside on the reservation to natural gas when the service is located on their roadway but is not run to their house, pay the cost for enrolled members of the Oneida Nation who live on the reservation, relying on a well for water, to purchase and have installed water softeners and/or water purification systems, and pay the cost for connecting enrolled members of the Oneida Nation who live on the reservation to internet when the service is located on their roadway, and pay the cost to buy out

BC Resolution # _____
Obligation for Oneida Nation Home Infrastructure Program Utilizing Tribal Contribution Savings
Page 2 of 2

44 enrolled members of the Oneida Nation who live on the reservation out of their expensive
45 contracts for internet service, propane gas service and water filtration rental contracts so
46 that the above services can be implemented and completed.; and
47

48 **WHEREAS,** the Project Owner for the proposed project is requesting \$3,000,000 obligated from the
49 Tribal Contribution Savings, Housing; and
50

51 **WHEREAS,** the Oneida Nation Home Infrastructure Program is available to eligible enrolled members
52 of the Oneida Nation who reside on the reservation, are at least 18 years of age, and are
53 listed as the home owner; and
54

55 **WHEREAS,** this project will be concluded by December 31, 2023; and
56

57 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
58

59 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
60 funds for the Oneida Nation Home Infrastructure Program, in the amount of \$3,000,000 from Tribal
61 Contribution Savings, Housing with Mark W. Powless, General Manager assigned as the Project Owner.

Oneida Nation Infrastructure Project

Submitted by Mark Powless, General Manager

Program development is a collaborative effort involving a team that includes representation from General Manager's Office, DPW and DTS



Residential Infrastructure Project

- During the February 9, 2022 Regular BC Meeting a proposal was reviewed to allocate ARPA FRF LR funds to a residential infrastructure project. Specifically, the plan asked to address:
 - Pay the cost of connecting Tribal Members who live on the Reservation to Natural Gas when the service is located on their roadway but is not run to their house, known as "the last mile"
 - Pay the cost for Tribal Members who live on the Reservation, relying on a well for water, to purchase and have installed water softeners and/or water purification systems.
 - Pay the cost connecting Tribal Members who live on the Reservation to internet when the service is located on their roadway.
 - Pay the cost to buy Tribal Members out of their expensive contracts for Internet service, Propane gas service and water filtration rental contracts so that the above services can implemented and completed.
- Funding: \$3,000,000 from Land, Infrastructure, and Sovereignty Category

Residential Infrastructure Project Description

- For all of the matters (Natural Gas, water softeners/purifiers, and internet) the intent is to put the projects into the hands of Tribal homeowners.
- Tribal membership will be provided with clear instruction to contact a vendor of their choice, request an invoice, and submit the invoice (along with proof of home ownership) to the Oneida Nation for payment. Contract buyouts will be submitted in the same manner.
- Projects will be capped at the following:
 - Natural Gas: \$8,000, plus optional \$3,000 to convert to Natural Gas piping
 - Water softeners/purifiers: \$5,000
 - Internet: \$8,000
- Through Fiscal Year 2023, or until funds are expended.

Residential Infrastructure Eligibility

- Tribal homeowner residing on the Oneida Reservation.
- Service must be available on the roadway in front of the residence.
- Water softeners/purifiers available only to those that rely on well service.

Project Implementation Action Items

- Hire one individual to serve as customer contact, project tracker.
- Standard operating procedures.
- Communication plan.

Goal Approval and Implementation Schedule

- **April 19, 2022:** Residential Infrastructure Project presentation to be submitted to BC work session agenda.
- **April 19 – May 31, 2022:** Residential Infrastructure Project will be revised as needed based on input from BC.
- **June 1, 2022:** Residential Infrastructure Project will be submitted to the ARPA - FRF - LR Portal by June 1, 2022 deadline.
- **June 14, 2022:** BC will review Residential Infrastructure Project Portal submission and resolution in BC work session.
- **June 22, 2022:** Resolution allocating ARPA - FRF – LR funding to the Residential Infrastructure will be considered for approval during the BC Meeting.

*Goal is to offer the program within 30 days after the BC approves the resolution.

Consider request for an ARPA FRF LR funded Residential Infrastructure Project

Business Committee Agenda Request

1. Meeting Date Requested: 2/9/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Accept proposal and give directive to implement

4. Areas potentially impacted or affected by this request:

- Finance Programs/Services
- Law Office MIS
- Gaming/Retail Boards, Committees, or Commissions
- Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- Bylaws
- Contract Document(s)
- Correspondence
- Draft GTC Notice
- Draft GTC Packet
- E-poll results/back-up
- Other:
- Fiscal Impact Statement
- Law
- Legal Review
- Minutes
- MOU/MOA
- Petition
- Presentation
- Report
- Resolution
- Rule (adoption packet)
- Statement of Effect
- Travel Documents

7. Budget Information:

- Budgeted – Tribal Contribution
- Unbudgeted
- Other: ARPA - FRF
- Budgeted – Grant Funded
- Not Applicable

8. Submission:

Authorized Sponsor: Billie Jo Cornelius-Adkins, Tribal Member

Primary Requestor: _____

To:

Oneida Business Committee
PO Box 365
Oneida, WI 54155

From:

Billie Jo Cornelius-Adkins
874 Riverdale Dr
Oneida, WI 54155

Re: Residential Infrastructure Project using ARPA-Federal Relief Funds

Background:

There are many Tribal Members living on the reservation who live in rural areas and have a lack of affordable utility services available to them, this includes Natural Gas, Internet and Clean Water. In many cases the services are already available on their roadway, but the cost is too high for them to have the service run to their home. This is the case for my house. We live quite a way back from the road, in the woods, close to Trout Creek. Companies call this, "needing the last mile." The home owner is responsible for that cost on top of everything else. Often the charge Because of this, they must rely on expensive propane for heating, expensive satellite internet service or inefficient dial-up service, and due to non-palatable/drinkable water from a well they must rely on buying bottled water.

The ARPA Federal Relief Funds for Tribes are meant to help Tribes meet pandemic response needs and rebuild a stronger and more equitable economy as the country recovers. Recipients can use the funds to:

- ☐ **Replace lost public sector revenue**, using this funding to provide government services up to the amount of revenue loss experienced due to the pandemic
- ☐ **Respond to the far-reaching public health and negative economic impacts of the pandemic**, by supporting the health of communities, and helping households, small businesses, impacted industries, nonprofits, and the public sector recover from economic impacts
- ☐ **Provide premium pay for essential workers**, offering additional support to those who have and will bear the greatest health risks because of their service in critical sectors

- ☐☐ **Invest in water, sewer, and broadband infrastructure**, making necessary investments to improve access to clean drinking water, to support vital wastewater and stormwater infrastructure, and to expand affordable access to broadband internet

A community input survey was conducted over the summer which collected Tribal Member feedback on projects to be undertaken and funded using the ARPA funds. There are four points in the survey which support the need for Utility and Infrastructure assistance.

- ☐☐ The question: "What suggested projects or uses do you have for the Direct Membership Assistance designation?" The fourth highest response was for assistance with Utilities
- ☐☐ The question: "What suggested projects or uses do you have for the Affordable Housing designation?" The highest response was for assistance with Home Repairs
- ☐☐ The question: "What suggested projects or uses do you have for the Land, Infrastructure & Sovereignty designation?" The second highest response was for Infrastructure
- ☐☐ The question: "What projects or uses of the funds would be most helpful to you and your family?" The highest response was for assistance with Home Repairs and the 12th highest response was for Utility Assistance.

Internet:

Spectrum has run lines through much of the reservation, but that does not mean it is run to each household. If you can not afford to pay the high cost of having the line run to your house, that only leaves you with a few options for internet service.

The first, is by phone line which can barely handle the load to run an internet site much less watch a movie.

The second is by DSL, it can be expensive depending on how many data overage charges there are (sometimes \$100 +), is faster than dial up, but is still so slow you can only watch a movie on one device at a time, the upload speeds were so slow that we had to get a hot spot from my sons school in order for him to get his work turned in. DSL, I have found is becoming a thing of the past. I wasn't aware that if I switched from DSL with AT&T, that I wouldn't be able to switch back. AT&T eliminated DSL and AT&T has a monopoly on my area, so my only option was satellite internet.

The third is satellite internet which is very costly (\$200-over \$400 per month) requires a contract, is slow at 27Mbps and is very unreliable in any sort of inclement weather. They have cheaper plans (\$69.00-\$99.00) but the data didn't even last us half a month.

Whether satellite internet service companies can say they provide high speed internet at 27Mbps, what I have experienced, is that it is slower than DSL at times and is so unreliable that we have issues almost every day. We can still only use one device at a time to stream a movie, unless you don't mind constant buffering and when they throttle your service down because you have run out of data time, you can't even get on the internet to find a phone number.

Spectrum cable internet on the other hand, has 100-200 Mbps and is 94.4% reliable.

Natural Gas:

For those who do not have a natural gas line run to their house, the only other gas option is LP. LP is extremely costly. For my house we have to pay almost \$1000 to fill up the propane tank and it lasts about 2 months in the winter. With our budget billing, we have to pay \$248 per month. For my sister's house which is comparable in size, she only pays \$47 a month all year round under budget billing with WPS for natural gas. With propane there is maintenance required to check the amount of gas in the tank, which can be hard during the winter, especially for elders or the disabled. And if you do run out, you can be without heat for days until the company can come out to refill, and there is a \$150 fee for special trip in emergency, plus a \$75 fee for a leak test.

Clean Water:

For those who are not located on a roadway with Oneida water utilities and who live in a rural location, water can only be accessed via a well. Well water without a softener can be non-potable and non-palatable. Water softeners can cost anywhere from \$2000-\$5000+ depending on the quality of your well water. In many parts of the reservation, like my sister's and my niece's house, the water can not be drunk safely without it being purified in some way due to high mineral content. The cost of the softeners and/or purification systems are out of reach for many and many are using outdated and/or not as functional equipment for their

water because of the cost. There are rental options, but those can be high priced, up to \$100 per month or more. When you do not have a softener/purifier it takes a toll on your houses pipes as well causing buildup and stains on all your fixtures and appliances. It can cause your water heater to break and even can cause issues with dishwashers, washers, new steam dryers, faucets and shower heads, When you have rust in your water, it can cause stains on your toilets, sinks and bathtubs. When you have egg smelling (sulfur) water or water with a high mineral content, it can make drinking water difficult. Many families on the reservation are forced to purchase bottled water. Plastic, although may be recycled, is very bad for the environment.

Contracts:

For each of these services, sometimes companies make you sign contracts. Sometimes you need to buy your way out of them if you switch to a different service. If my proposal is granted, I would like it to include buying out the Tribal Members contract if it pertains. It would not be fair to leave out any Tribal Member simply because they were in a contract that, if paid, would allow them to receive a service(s) that would save them from a lifetime of unnecessary charges. I estimate that it would be less than \$500 per service. For example, I had to pay \$29.00 per month of service still left on a 2 year contract (\$228.00) to switch from Viasat satellite internet service to Hughes Net satellite internet service.

Proposal:

I propose that we use \$3,000,000 of the ARPA-FRF funds out of the Land, Infrastructure and Sovereignty category to pay for a project that will:

1. Pay the cost of connecting Tribal Members who live on the Reservation to high-speed broadband internet when service is located on their roadway but is not run to their house, known as "the last mile".
2. Pay the cost of connecting Tribal Members who live on the Reservation to Natural Gas when the service is located on their roadway but is not run to their house, known as "the last mile"
3. Pay the cost for Tribal Members who live on the Reservation to purchase and have installed water softeners and/or water purification systems.

4. Pay the cost to buy Tribal Members out of their expensive contracts for Internet service, Propane gas service and water filtration rental contracts so that the above services can implemented and completed.

Adopt resolution entitled Obligation for Oneida Nation Home Repair and Improvement Program Utilizing...

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Adoption of BC Resolution Obligation for Oneida Home Repair and Improvement Program

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: Bay Bank

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input checked="" type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input checked="" type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: ARPA TCS Proposal | |

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager

Primary Requestor: _____

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank

Obligation for Oneida Nation Home Repair and Improvement Program Utilizing Tribal Contribution Savings

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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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and

WHEREAS, the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and

WHEREAS, the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and

WHEREAS, the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –

- Direct Membership Assistance, 45% of funds;
- Housing, 17% of funds;
- Food and Agriculture, 12% of funds;
- Education, 6% of funds;
- Culture and Language, 10% of funds;
- Revenue Generations, 2% of funds;
- Government Roles and Responsibilities, 3% of funds;
- Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and

WHEREAS, Oneida Nation Home Repair and Improvement Program will provide loan funding to eligible enrolled members of the Oneida Nation for the purpose of home repair or improvement, as an offering administered by Bay Bank; and

WHEREAS, the Project Owner for the proposed project is requesting \$12,000,000 obligated from the Tribal Contribution Savings, Housing; and

44
45 **WHEREAS,** this project is designed as a sustainable loan program to be offered while funding is
46 available; and
47

48 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
49

50 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
51 funds for the Oneida Nation Home Repair and Improvement Program, in the amount of \$12,000,000 from
52 Tribal Contribution Savings, Housing with Mark W. Powless, General Manager assigned as the Project
53 Owner.

Oneida Nation Home Improvement Loan Program

Submitted by Mark Powless, General Manager

Program development is a collaborative effort involving a team that includes representation from General Manager's Office, Housing, Governmental Services, Law Office, and Bay Bank



With a good mind, a good heart and a strong fire



Home Improvement Program Community Need

- Home Improvement Loans were identified as a major need by the Oneida Community Survey in FY2021
- Tribal member's request to develop a program for home improvement utilizing ARPA – FRF – LR in the amount of \$12 Million
- There are no similar loan programs at Housing or in other Divisions that have such minimal financial requirements for eligibility and the largest loan program that does exist through CHD is not currently funded. There is a Veterans Home Loan program administered by CHD and funded by the Veterans Department and there is a Major Home Improvement Program through Aging and Disability.
- ARPA programs already allocated and spent funds for rental assistance and home mortgage assistance, but not anything specific to home improvements.

Home Improvement Program Description

- This home improvement program is a Loan Program.
- The program assumes \$12 million in funding, which would allow approximately 600 members to receive up to \$20,000 each. (The number of households that can be served will depend on the loan administration fees established by the bank and how much of the maximum \$20,000 each household requests.)
- It will be considered a *Personal Loan* and not a *mortgage*. This allows for streamlining the loan process, reduces eligibility criteria, minimizes loan fees, and avoids mortgage foreclosure in the case of non-payment.
- The administration of the loan process including disbursement of funds and monitoring the repayment of loans would be the responsibility of Bay Bank.

Home Improvement Loan Eligibility

There are no geographic components of eligibility – tribal member homeowners living anywhere are eligible. Similarly, there are no required credit checks or debt to income ratios. To qualify, applicants must show:

- They are a tribal member homeowner where home ownership is verified by submittal of a mortgage statement, title, tax bill, or residential lease
- The owners named on the ownership document have annual income of \$15,000 or greater where income may be verified by pay stubs, W2s, 1099s, or tax returns.
 - The annual income was decided upon based on working full time at the federal minimum wage
For reference, the federal poverty level for one person household is \$12,880
- Applicant submits application along with a letter of intent and waiver of liability that identifies general home improvements the applicant seeks to implement, the amount of the loan requested, and a waiver of liability related to project, building supplies, and/or contractor selection.

Bay Bank Loan



Bay Bank plans to have an online application process available specifically for the Oneida loan program



Closing of the loan may need to be either in person or utilize FedEx to have “wet” signatures on the documents. Bay Bank is researching the possibility of an electronic signature closing being available.



There will be a minimal fee to the applicants estimated at \$75 for each loan. The fee helps to cover the loan origination and monitoring expenses such as FedEx, credit bureau reporting, and account statement preparation.



Loan would be up to \$20,000 at a 2% interest rate with a 10 or 15 year repayment term. Estimated monthly payments would be \$184/month or \$128/month depending on loan term.

Program Implementation Action Items

- Oneida Nation Law Office, Finance Office and Bay Bank will create an MOA which will:
 - Include a negotiated fee schedule for processing the loans;
 - Identify the process of distributing the funds from Oneida to Bay Bank for the loans; and
 - Identify what types of statements or information that Bay Bank will provide to Oneida Nation on the loan fund balance, transactions, loan applicant numbers, etc.
- Loan application package will be created, which will include the following at a minimum:
 - Loan Application process and instructions;
 - Letter of Intent and Waiver of Liability Forms; and
 - A Checklist for Required Documents.
- A Communication Plan to the membership about the loan program will be developed and implemented.

Goal Approval and Implementation Schedule

- **April 19, 2022:** Loan Program presentation to be submitted to BC work session agenda.
 - **April 19 – May 31, 2022:** Loan program will be revised as needed based on input from BC.
 - **June 1, 2022:** Loan program will be submitted to the ARPA - FRF - LR Portal by June 1, 2022 deadline.
 - **June 14, 2022:** BC will review Loan Program Portal submission and resolution in BC work session
 - **June 22, 2022:** Resolution allocating ARPA - FRF – LR funding to the Loan Program will be considered for approval during the BC Meeting.
 - **June 23 – July 23, 2022*:** Finalization of MOA between Oneida Nation and Bay Bank occurs which is developed with the Law Office and Finance Office.
- *Goal is to offer the program within 30 days after the BC approves the resolution.

Questions and Answers

- Does the program allow for reimbursement of home improvements that have already been completed?
 - *No, because this is not a grant program, reimbursements would not be within the scope of the program. Further, the group discussed that creation of a reimbursement program would be too difficult for several reasons include an unknown amount to budget for, a reasonable cut off date, allowable reimbursements, proof of completion requirements and difficulties in structuring a program that is not susceptible to fraudulent requests.*
- Is there a grant portion of the program?
 - *No, the group determined that offering a grant and a loan program would reduce the amount of funds available for loans too much. The loan program has minimal eligibility requirements and a very low interest rate to make it accessible and affordable to most homeowners. Oneida Aging and Disability will be offering the major home repair program, which is another avenue for elder homeowners to address critical home repair needs*
- Will documentation be needed to show proof of home improvement work that was performed?
 - *The group decided that it would be best to encourage submittal of completed projects for advertising purposes, but not to require documentation of project completion as part of the loan administration because this is a personal loan and not a mortgage.*

Questions and Answers

- What are the benefits to the membership with this loan program?
 - *Minimal eligibility requirements, streamlined processes, low interest rate, extended repayment terms, low monthly payments, and will build/improve credit scores for those that make timely payments.*
- What if someone defaults on their loan?
 - *Loan payments will be reported to the credit bureaus and collections procedures would follow those of any other personal loan.*
- What happens when the \$12 million is gone?
 - *As loan payments are made, the loan fund will be replenished and additional loans will be made available as funds become available. A reserve amount may need to be established and then balances above that could be used for future loans.*
- What happens with the money from the monthly loan payments going to Bay Bank?
 - *An account will be established that will be used as a sustainable Oneida home improvement loan fund. (If 600 members were paying monthly loans on a 15-year term, the loan payments would total \$76,800 + interest/month.)*
- Additional Questions?

Consider the request for an ARPA FRF LR funded Oneida Nation Home Repair/Improvement Program

Business Committee Agenda Request

1. Meeting Date Requested: 2/9/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Consider Oneida Nation Home Repair/Improvement Program Request
and assign to implement

4. Areas potentially impacted or affected by this request:

- Finance
- Programs/Services
- Law Office
- MIS
- Gaming/Retail
- Boards, Committees, or Commissions
- Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List


6. Supporting Documents:

- Bylaws
- Contract Document(s)
- Correspondence
- Draft GTC Notice
- Draft GTC Packet
- E-poll results/back-up
- Other:
- Fiscal Impact Statement
- Law
- Legal Review
- Minutes
- MOU/MOA
- Petition
- Presentation
- Report
- Resolution
- Rule (adoption packet)
- Statement of Effect
- Travel Documents

7. Budget Information:

- Budgeted – Tribal Contribution
- Budgeted – Grant Funded
- Unbudgeted
- Not Applicable
- Other: ARPA

8. Submission:

Authorized Sponsor: Billie Jo Cornelius-Adkins Enrollment #6819 

Primary Requestor: Billie Jo Cornelius-Adkins

Oneida Nation Home Repair/Improvement Program ARPA FRF Proposal**Intent:**

Home ownership builds a better community and provides a safe and healthy environment for future generations while adding lasting equity. Housing stability supports intergenerational living, allow elders to stay in their home longer, and pass wealth to next generation. Pride in home ownership can increase one's quality of life and create a better well being for the community. Every Tribal Member, no matter where they live, deserves to live in a healthy environment.

Broad Goal #2 HOUSING: We want Tribal members of all income levels and family sizes to be given the opportunity for affordable housing by filling vacant homes and meeting all housing needs by fully funding existing and future programs by the end of this term to give them a feeling of security.

ARPA Direct Membership Assistance: Description - Examples of activities within ARPA FRF Guidelines: Economic relief payments, home repairs, food and health assistance, home/rental assistance, vaccine Incentive \$500/member + children.

Housing - focus year one on apartments, decide on use for years 2 and 3; with an overall focus on middle income housing - All income levels and family sizes affordable housing; multifamily housing; meeting all housing needs by fully funding existing and future programs

Justification:

A community input survey was conducted over the summer which collected Tribal Member feedback on projects to be undertaken and funded using the ARPA funds. There are two points in the survey which support the need for Home Repair assistance.

- The question: "What suggested projects or uses do you have for the Affordable Housing designation?" The highest response was for assistance with Home Repairs
- The question: "What projects or uses of the funds would be most helpful to you and your family?" The highest response was for assistance with Home Repairs

What is the Program? The Oneida Nation Home Repair/Improvement Program would be a home repair program to assist Oneida Nation members with financial means to repair or improve their single-family home. This would not be an income-based program. Funds would be distributed based on a Contractor's estimated cost of services.

Repairs could include but not limited to:

- Roof Repair/Replacement
- Heating/Air repair/replacement
- Plumbing
- Electrical
- Demolition/Removal
- Garage/Outbuilding Construction
- Additions
- Siding
- ADA Accessibility

- Removal of health/safety hazards

Who is Eligible?

Available to all 18 years and older Oneida members who own and occupy their single-family home. No income nor location requirements.

How much is the funding? (potential options) Maximum \$20,000 per 3 years based on funding (first \$5,000 grant)

- \$0- \$5,000: grant
- \$5,001-\$20,000: 1% loan (loan payments would be put back into the program)
 - The program will distribute payments directly to the contractor. (down payment, and final payment upon completion)
 - Loans to be repaid over 20 years
 - Fixed loan rate
 - Allowed to utilize the grant and loan amount but cannot exceed \$20,000
 - \$20,000 amount is for property (not per resident)
 - Reimbursement for prior home repair/improvement completed by a contractor from March 11, 2021 (origination of the ARPA legislation)
 - Must have (%) of loan paid back prior to reapplying

Requirements:

- Must have an insured contractor who provides (1) year workmanship and material warranty.
- Grant/Loan must be paid back if home is sold within 3 years of the end of the repair/improvement.
- Contractor must be a licensed contractor. Contractor must provide a Certificate of Liability.
- Contractor must provide scope of work with estimated costs.
- Contractor must follow all building codes and obtain building permits.
- Must provide verification of home ownership.

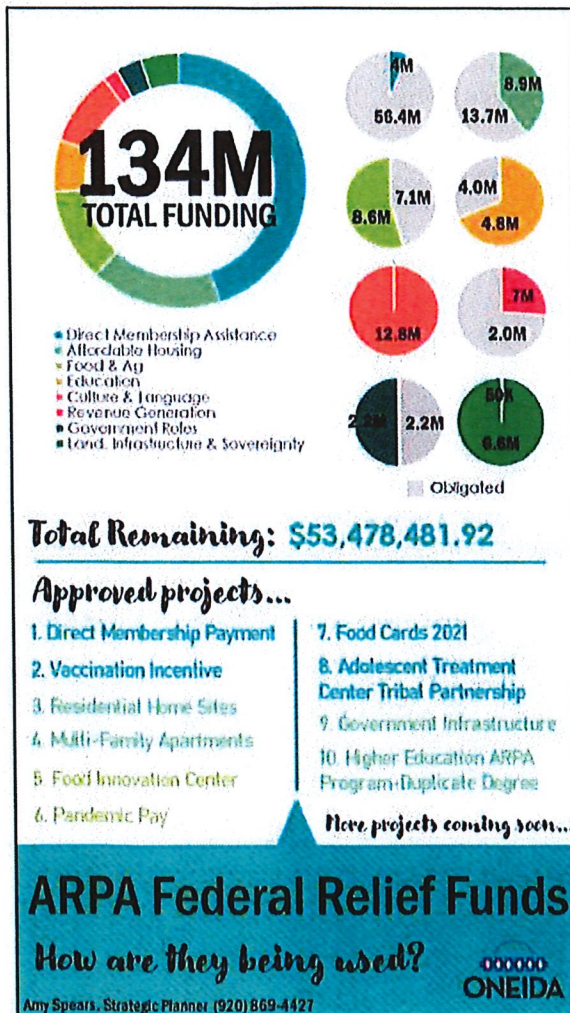
Program Costs (no data was referenced):

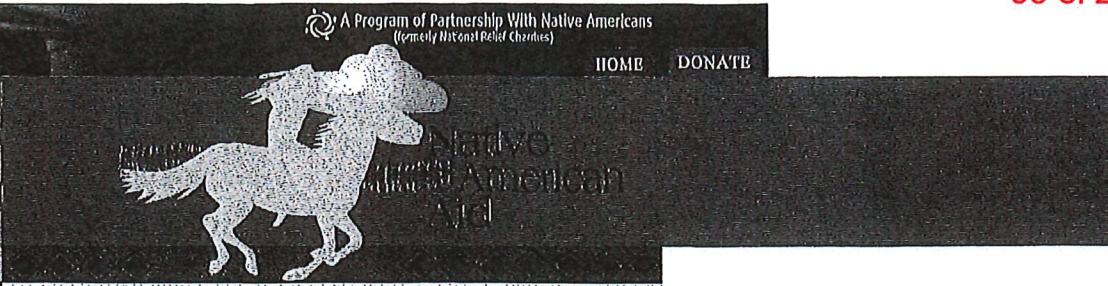
- Administration Costs
 - Department
 - Staff
- Program Cost
 - Depends on how many Oneida homeowners utilize what portion of the grant and loans.
 - To get a better estimate-determine how many Oneida homeowners there are.
 - \$5,000 x 500 homeowners = \$2,500,000
 - \$20,000 x 500 homeowners = \$10,000,000

Data Support:

- *Poor housing quality is associated with higher baseline symptoms of depression, anxiety, and aggression from elementary school through young adulthood.*

- A study that tracked children in rural areas beginning at age 9 found after 15 years that poor housing conditions, including physical quality, home hazards, crowding, and clutter, were associated with worse psychological health immediately and over time.
- About 22% of our country's 5.2 million Native Americans live on tribal lands (2010 U.S. Census). Living conditions on the reservations have been cited as "comparable to Third World," (May 5 2004, Gallup Independent). It is impossible to succinctly describe the many factors that have contributed to the challenges that Native America faces today, but the following facts about the most pressing issues of economics, health, and housing give a hint of what life is like for many first Americans.
- many American Indians are living in substandard housing. About 40% of on-reservation housing is considered inadequate (2003, U.S. Commission on Civil Rights). The waiting list for tribal housing is long; the wait is often three years or more, and overcrowding is inevitable. Most families will not turn away family members or anyone who needs a place to stay. It is not uncommon for 3 or more generations to live in a two-bedroom home with inadequate plumbing, kitchen facilities, cooling, and heating.





Strong, Self-Sufficient American Indian Communities

A Program of Partnership With Native Americans
(formerly National Relief Charities)

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Living Conditions

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Living Conditions

About 22% of our country's 5.2 million Native Americans live on tribal lands (2010 U.S. Census). Living conditions on the reservations have been cited as "comparable to Third World," (May 5 2004, Gallup Independent). It is impossible to succinctly describe the many factors that have contributed to the challenges that Native America faces today, but the following facts about the most pressing issues of economics, health, and housing give a hint of what life is like for many first Americans.

Employment

Typically, Tribal and Federal governments are the largest employers on the reservations. Many households are overcrowded and earn only social security, disability or veteran's income. The scarcity of jobs and lack of economic opportunity mean that, depending on the reservation, four to eight out of ten adults on reservations are unemployed. Among American Indians who are employed, many are earning below poverty wages (2005 BIA American Indian Population & Labor Force Report).

The overall percentage of American Indians living below the federal poverty line is 28.2% (2008, American Indians Census Facts). The disparity for American Indians living below poverty on the reservations is even greater, reaching 38% to 63% in our service area (2006, National Center for Education Statistics, and other sources).

Often, heads of household are forced to leave the reservation to seek work, and grandparents take on the role of raising their grandchildren. In order to survive, extended families pool their meager resources as a way to meet basic needs. The relative poverty still experienced by these blended families is best understood as the gap between the overall need and the need that goes unmet.

Housing

There is a housing crisis in Indian country. Despite the Indian Housing Authority's (IHAs) recent efforts, the need for adequate housing on reservations remains acute. One legislator deplored the fact that "there are 90,000 homeless or underhoused Indian families, and that 30% of Indian housing is overcrowded and less than 50% of it is connected to a public sewer." (March 8, 2004, Indian Country Today).

In addition, many American Indians are living in substandard housing. About 40% of on-reservation housing is considered inadequate (2003, U.S. Commission on Civil Rights). The waiting list for tribal housing is long; the wait is often three years or more, and overcrowding is inevitable. Most families will not turn away family members or anyone who needs a place to stay. It is not uncommon for 3 or more generations to live in a two-bedroom home with inadequate plumbing, kitchen facilities, cooling, and heating.

Further increasing the concerns with reservation housing is the noticeable absence of utilities. While most Americans take running water, telephones, and electricity for granted, many reservation families live without these amenities. On a seriously stretched budget, utilities are viewed as luxuries compared to food and transportation. Overcrowding, substandard dwellings, and lack of utilities all



increase the potential for health risk, especially in rural and remote areas where there is a lack of accessible healthcare.

Health

"The average life expectancy for Native Americans has improved yet still trails that of other Americans by almost 5 years" (2010, HHS Indian Health Disparities Fact Sheet). About 55% of American Indians rely on the Indian Health Service for medical care (2006, Indian Health Facts). Yet, the Indian Health Care Improvement Act only meets about 60% of their health needs (2003, U.S. Commission on Civil Rights).

Due to underfunding, Indian Health Service facilities are crisis-driven and leave a wide gap in adequate and preventative health care for many Native Americans on the reservations. Pharmacies and doctor's offices outside of hospitals are completely non-existent in some communities.

The pressures to shift from a traditional way of life toward a Western lifestyle has dramatically impacted the health and welfare of the Native peoples and created a terrible epidemic of chronic diseases such as diabetes, heart disease, tuberculosis, and cancer. The statistics are alarming.

- Heart disease is the leading cause of death for American Indians (2003, Center for Disease Control).
- Due to the link between heart disease, diabetes, poverty, and quality of nutrition and health care, 36% of Natives with heart disease will die before age 65 compared to 15% of Caucasians (2001, HHS Office of Minority Health).
- American Indians are 177% more likely to die from diabetes (2011, Indian Health Disparities).
- 500% are more likely to die from tuberculosis (2011, Indian Health Disparities).
- 82% are more likely to die from suicide (2011, Indian Health Disparities).
- Cancer rates and disparities related to cancer treatment are higher than for other Americans (2005, Native People for Cancer Control).
- Infant death rates are 60% higher than for Caucasians (2001, HHS Office of Minority Health).

The facts presented are important realities about the living conditions faced by many Native Americans in this country — facts that every non-Native American needs to know.

[How can I help?](#)

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A Program of [Partnership With Native Americans](#)
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Contact Information:
2401 Eglin St.
Rapid City, SD 57703
Toll-free: (877) 826-2983
Email: info@naaprograms.org
Web site: www.naaprograms.org

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INCOME & ASSETS, EDUCATION, STABILITY & OPPORTUNITY, HEALTH, EQUITABLE PLACES

How Housing Affects Children's Outcomes

January 02, 2019

by Veronica Gaitán

Housing quality, instability, and unaffordability threaten the well-being of millions of children across the nation. Research shows that housing is the first rung on the ladder to economic opportunity and that a person's access to opportunity is intrinsically linked with that of the community where they live. As home prices increase, the gap between rents and incomes continues to widen, and nearly half of today's renters are cost burdened. Child welfare professionals, educators, and pediatricians can strengthen their work by understanding the central importance of housing as a determinant of wide-ranging outcomes for the country's youngest generation.

The following research shows how housing creates better educational opportunities for children, how healthy homes and communities make for healthier children, and how housing builds stronger economic foundations for their futures.

How housing affects children's health outcomes

- Poor housing quality is associated with higher baseline symptoms of depression, anxiety, and aggression from elementary school through young adulthood.
- Children who live in US Department of Housing and Urban Development–assisted households have half the prevalence of elevated blood lead levels than children in nonassisted low-income families, after adjustment for demographic, socioeconomic, and family characteristics. These data suggest that low-income families could see improved health benefits for their children either increased access to subsidized housing or increased lead remediation and regulations on existing unassisted housing.
- A study that tracked children in rural areas beginning at age 9 found after 15 years that poor housing conditions, including physical quality, home hazards, crowding, and clutter, were associated with worse psychological health immediately and over time.
- A study of single-parent families living in violent Philadelphia neighborhoods found that children described their neighborhood environment as an important source of daily stress. This was attributed to exposure to conflict in their neighborhoods and schools and witnessing crime and police activity near their homes.
- Being behind on rent, a history of multiple moves, and a history of homelessness are associated with adverse health outcomes for low-income renters, caregivers, and their children.

1/20/22, 9:52 AM

How Housing Affects Children's Outcomes | Housing Matters

Homeless Rental Caregivers and their Children.

- A study of 75 homeless families receiving child welfare services found that child and family safety were perceived as less important than availability and affordability when caregivers were making housing decisions. This points to a need for housing-informed child welfare services to ensure homeless families' long-term safety.
- While young children who experience prenatal or postnatal homelessness alone had increased negative health outcomes, those who experience both pre- and postnatal homelessness had even more serious health consequences.
- Renter households with children are more likely to have asthma triggers in their homes than owners and are more likely to have at least one child with asthma.

How housing affects children's educational outcomes

- Decreased lead exposure is associated with improved third grade test scores.
- Intradistrict school mobility is associated with lower reading achievement scores in the short-term and over time.
- Near a high-scoring public school, housing costs 2.4 times as much, roughly \$11,000 more a year, as housing near a low-scoring public school.
- Living in poor-quality housing and disadvantaged neighborhoods is associated with lower kindergarten readiness scores. Further, children living in homes that were in foreclosure, in tax delinquency, or owned by a speculator were more likely to receive worse kindergarten readiness scores than children in stable housing.
- Community revitalization efforts in public housing may improve math and reading scores of elementary school students.
- Participation in after-school programs in low-income neighborhoods can reduce students' likelihood of suspension and expulsion, improve science and math proficiency, improve school attendance, and improve reading assessment scores.
- In Florida, absenteeism is more common among homeless schoolchildren. They also receive lower passing rates for English language arts, math, and science exams than their housed counterparts.
- Children living in a crowded household before age 19 are less likely to graduate from high school and tend to have lower educational attainment at age 25.

Children's housing stability can shape their future economic well-being. Evidence shows that psychological problems experienced during childhood reduce adult earnings and that young low-income children benefit from being raised in a neighborhood where workers exhibit high occupational prestige. In addition, younger siblings who spent more years living in subsidized housing had higher annual earnings by their midtwenties compared with their older siblings who spent fewer years with housing assistance.

Housing has a profound impact on all children's lives. Professionals who work with families and children should explore ways to incorporate housing-informed policies and partnerships into their services.

Photo by Natalin*ka/Shutterstock

Children

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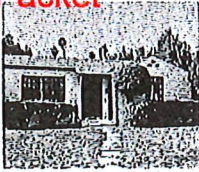
December 15, 2021 / Research Summary

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Public Packet

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Housing Matters is an online resource for the most rigorous research and practical information on how a quality, stable, affordable home in a vibrant community contributes to individual and community success.



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Adopt resolution entitled Obligation for Oneida Nation Food Assistance Program Utilizing Tribal...

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Adoption of BC Resolution Obligation for Oneida Nation Food Assistance Program

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

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Other:

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

6. Supporting Documents:

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| <input type="checkbox"/> Other: | | |

7. Budget Information:

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| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: ARPA TCS Proposal | |

8. Submission:

Authorized Sponsor: Mark W. Powless, General Manager

Primary Requestor: _____

Oneida Nation

Post Office Box 365

Phone: (920)869-2214

Oneida, WI 54155



BC Resolution # Leave this line blank

Obligation for the Oneida Nation Food Assistance Program Utilizing Tribal Contribution Savings

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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 has received Fiscal Recovery Funds (*FRF*) through the American Rescue Plan Act of 2021 (*ARPA*) funds to address matters arising out of the COVID-19 pandemic; and

WHEREAS, the Oneida Business Committee has approved application of ARPA FRF through the revenue loss formula set forth in 31 CFR 35.6(d)(2) which applied these federal funds throughout the Nation’s budget to governmental programs business units beginning with “42#####”; and

WHEREAS, the savings from the application of these funds has resulted in tribal funds being placed in the line “Tribal Contribution Savings” in the Investment Report presented in the Treasurer’s Report”; and

WHEREAS, the Oneida Business Committee has determined that Tribal Contribution Savings funds should be used as set out in resolution # BC-06-09-21-B, as amended by resolution # BC-06-23-21-C which designates percentage allocations to eight categories (*percentages rounded*) –

- Direct Membership Assistance, 45% of funds;
- Housing, 17% of funds;
- Food and Agriculture, 12% of funds;
- Education, 6% of funds;
- Culture and Language, 10% of funds;
- Revenue Generations, 2% of funds;
- Government Roles and Responsibilities, 3% of funds;
- Overall Priority – Land, Infrastructure, Sovereignty, 5% of funds; and

WHEREAS, Oneida Nation Food Assistance Program will provide an allocation of five hundred dollars (\$500.00) to each enrolled Oneida Nation member that is at least 18 years of age by December 31 in 2022 and 2023 for the purchase of healthy food items; and

WHEREAS, the Oneida Business Committee intends the Oneida Nation Food Assistance Program to be distributed to eligible members pursuant to the Oneida General Welfare Law, 10 O.C. 1001 *et seq.*; and

BC Resolution # _____
Obligation for Oneida Nation Food Assistance Program Utilizing Tribal Contribution Savings
Page 2 of 2

44
45 **WHEREAS,** the Project Owner for the proposed project is requesting \$14,000,000 be obligated from
46 the Tribal Contribution Savings, (\$13,195,291 from Direct Membership Assistance and
47 \$804,709 from Food and Agriculture); and
48
49 **WHEREAS,** this project will be implemented for two consecutive years and concluded by December 31,
50 2023; and
51
52 **WHEREAS,** the Oneida Business Committee has reviewed the proposed project; and
53
54 **NOW THEREFORE BE IT RESOLVED,** that the Oneida Business Committee approves the obligation of
55 funds for the Oneida Nation Food Assistance Program, in the amount of \$14,000,000 from Tribal
56 Contribution Savings, (\$13,195,291 from Direct Membership Assistance and \$804,709 from Food and
57 Agriculture) with Keith Doxtator, Trust Enrollment Department Director assigned as the Project Owner.

General Manager
909 Packerland Dr.
Green Bay, WI 54303
920-496-7000



To: Oneida Business Committee
From: Mark W. Powless, General Manager
Date: June 1, 2022
Re: ARPA Tribal Contribution Savings Food Assistance

During the September 8, 2022 Oneida Business Committee Regular Meeting, Tribal member Nancy Barton brought forward a request to consider an ARPA food card distribution in November and December 2021.

The following motions resulted:

September 8, 2022: Motion by Marie Summers to accept the request for an ARPA food card distribution for November and December from 2021 through 2023 and direct the General Manager to bring back a report at the October 13, 2021, regular Business Committee meeting on program funded by FRF funds to be implemented by November 2021 through 2023, seconded by Lisa Liggins. Motion carried:

October 13, 2022: Motion by Jennifer Webster to accept the ARPA FRF food card distribution project update, seconded by Kirby Metoxen. Motion carried:

Motion by Lisa Liggins to adopt resolution 10-13-21-B Adoption of the 2021 Pandemic Relief Food Card Distribution Utilizing American Rescue Plan Act of 2021 Federal Relief Funds, seconded by David P. Jordan. Motion carried:

2022 and 2023 ARPA Tribal Contribution Savings Food Assistance

I am seeking support to process the food assistance as a General Welfare Exclusion payment at a level of \$500 per payment (Eligibility: Approved applicants, ages 18+ by December 31) for a total annual payment of **\$7,000,000** or a total budget of **\$14,000,000** to cover 2022 and 2023.

A GWE distribution is more efficient, easier for Tribal membership, a more fair and equitable distribution, and allows for greater choice by membership.

The reasons for the revision include:

1. The food card distribution is labor intensive, requiring more than 100 employees to accomplish the distribution. A GWE distribution will require significantly less staff and resources.
2. Distributing more than 9,000 gift cards will result in travel and long lines for Elders and other community members. Unpredictable COVID rates may discourage a future event. A GWE application can be completed in minutes and from the safety and comfort of home.
3. The food card distribution benefited local Tribal membership. Approximately 9,400 tribal members received the gift card while approximately 13,200 Tribal members received the GWE payments.
4. The food card distribution allowed for limited options to shop (Kroger or Festival Foods), while a GWE distribution will allow for shopping at a retail location of the members choice.

Approve the travel report - Chairman Tehassi Hill - National Republican Congressional Committee Event

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve travel report – Chairman Hill - National Republican Congressional Committee Event, Sarasota, FL, March 25-28, 2022

4. Areas potentially impacted or affected by this request:

Finance

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Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

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6. Supporting Documents:

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7. Budget Information:

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| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tehassi Hil, Chairman

Primary Requestor: Danelle Wilson, Executive Assistant

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Tehassi Hill

Travel Event: National Republican Congressional Committee Event

Travel Location: Sarasota, FL

Departure Date: 03/25/2022 **Return Date:** 03/28/2022

Projected Cost: \$2,069.79 **Actual Cost:** \$2,123.73

Date Travel was Approved by OBC: 03/09/2022

Narrative/Background:

- As many of you know, the U.S. Supreme Court has accepted this case in full, which means that all issues decided by the Fifth Circuit Court will be heard before the Supreme Court sometime after October 1, 2022. Amongst all the issues in the case, two major issues are absolutely concerning.
- First, the Fifth Circuit ruled that ICWA's requirements for active efforts to reunify children with their families, qualified expert witness testimony, and notice and recordkeeping, violates the anti-commandeering doctrine by impermissibly burdening States.
- And second, the Fifth Circuit also ruled that ICWA's adoptive-placement preference for other Indian families and the foster-care placement preference for Indian foster homes violate equal protection because they are not rationally related to a legitimate government purpose.
- Of these two issues, the intervening Tribes felt that the anticommandeering issue could be resolved by providing a legislative fix. This means that we feel that we could avoid the Supreme Court ruling on this issue, if legislation is passed to moot this issue. The Tribes have been working diligently with NCAI and the National Indian Child Welfare Association to develop a legislative fix that would be acceptable to Indian Country and pass muster with Congress. Although that legislation has yet to be finalized, we have also undertaken efforts to speak with Congressional leadership to determine the best path forward to introduce legislation.

Scott Dacey recommended that I attend the NRCC Fundraiser on Saturday, March 26th in Florida. The event was held at the home of Congressman Vern Buchanon, one of the candidates who is seeking to become the next senior member of the House Ways and Means Committee, the committee that our ICWA fix has to go through. It is highly recommended that we continue to establish this relationship.

Item(s) Requiring Attention:

Continue to monitor and build relationships with House Ways and Means Committee.

Requested Action:

Accept travel report

Approve the travel report - Treasurer Tina Danforth - SEOTS Food Card Distribution - Milwaukee, WI -...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve travel report – Treasurer Tina Danforth, Food Card Distribution, Milwaukee, WI, November 17-20, 2022

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

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6. Supporting Documents:

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7. Budget Information:

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| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tina Danforth, Treasurer

Primary Requestor: Danelle Wilson, Executive Assistant

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Choose a Traveler Name
 Cristina Danforth

Travel Event: Food Cards Distribution

Travel Location: Milwaukee, WI

Departure Date: 11/17/2021 **Return Date:** 11/20/2021

Projected Cost: \$555.01 **Actual Cost:** \$555.01

Date Travel was Approved by OBC: 11/10/2021

Narrative/Background:

The food card distribution was held at SEOTS and well attended. Tribal members who received the cards were very grateful. The SEOTS office staff and volunteers did a great job with the dissemination.

Item(s) Requiring Attention:

[Click here to enter text.](#)

Requested Action:

Accept travel report

Approve the travel report - Treasurer Tina Danforth - State of the Tribes Address – Madison, WI –...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve travel report – Treasurer Tina Danforth, State of the Tribes, Madison, WI, February 21-22, 2022

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

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Name, Title/Entity OR Choose from List

6. Supporting Documents:

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| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
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| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

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| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tina Danforth, Treasurer

Primary Requestor: Danelle Wilson, Executive Assistant

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Choose a Traveler Name
Cristina Danforth

Travel Event: State of the Tribes

Travel Location: Madison, WI

Departure Date: 02/21/2022 **Return Date:** 02/22/2022

Projected Cost: \$381.64 **Actual Cost:** \$422.30

Date Travel was Approved by OBC: 02/09/2022

Narrative/Background:

State of the tribes address is an annual event held in coordination with the state legislature. The opportunity to meet with state officials, network and lobby on behalf of Oneida Nation is very valuable. I also participated in a Get out the Vote campaign and a reception with local business partners.

Item(s) Requiring Attention:

[Click here to enter text.](#)

Requested Action:

Accept travel report

Approve the travel report - Treasurer Tina Danforth - National Association of Financial Assessments...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve travel report – Treasurer Tina Danforth, National Association of Financial Assessment Officers 40th Annual Conference, Seattle, WA, April 3-5, 2022

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tina Danforth, Treasurer

Primary Requestor: Danelle Wilson, Executive Assistant

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Choose a Traveler Name
Cristina Danforth

Travel Event: National Association Of Financial Assessment Officers 40th
Annual Conference

Travel Location: Seattle, WA

Departure Date: 04/03/2022 **Return Date:** 04/05/2022

Projected Cost: \$0 **Actual Cost:** \$0

Date Travel was Approved by OBC: 03/23/2022

Narrative/Background:

This annual conference provides, legislative updates, opportunity to meet with financial partners, workshops relevant to current topics (audit, taxes, financial planning, economic development, grant management). The cost for my participation is paid by NAFOA.

Elections for the NAFOA Board occurred this Spring and I was re-elected as the President of NAFOA. There are 140 Tribal Nations in 26 states that belong to NAFOA. The organization provides policy webinars, educational and career development for young adults, grants management seminars and Tribal Financial management certification. Our corporate sponsors are engaging and offer a wide variety of financial services. Our agenda continues to develop relationships with federal agencies such as US Treasury, Office of Controller of Currency, IRS and many others.

*Please note that travel was covered by NAFAO.

Item(s) Requiring Attention:

[Click here to enter text.](#)

Requested Action:

Accept travel report

Approve the travel report - Treasurer Tina Danforth - Native American Bank Board Meeting - Denver, CO

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve travel report – Treasurer Tina Danforth, Native American Bank Board Meeting, Denver, CO, April 18-19, 2022

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Tina Danforth, Treasurer

Primary Requestor: Danelle Wilson, Executive Assistant

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Choose a Traveler Name
 Cristina Danforth

Travel Event: Native American Bank Board Meeting

Travel Location: Denver, CO

Departure Date: 04/18/2022 **Return Date:** 04/19/2022

Projected Cost: \$0 **Actual Cost:** \$0

Date Travel was Approved by OBC: 03/23/2022

Narrative/Background:

Quarterly meetings are held in person at NAB, Denver, CO. Meetings are held in conjunction with the NAB holding company and the NAB board of directors. I participate as a Director, Holding company representative and a member of the Audit and Governance committee.

*Please note that travel was covered by Native American Bank.

Item(s) Requiring Attention:

[Click here to enter text.](#)

Requested Action:

Accept travel report

Approve the travel report - Councilman David P. Jordan, Councilman Kirby Metoxen, Councilwoman Marie Summers

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve the travel report – Councilman Kirby Metoxen, Councilman David Jordan and Councilwoman Marie Summers – 2022 Reservation Economic Summit – Las Vegas, Nevada – May 22-26, 2022

4. Areas potentially impacted or affected by this request:

- Finance
- Law Office
- Gaming/Retail
- Other: OBC
- Programs/Services
- MIS
- Boards, Committees, or Commissions

5. Additional attendees needed for this request:

- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: Agenda, War Chief Collection | | |

7. Budget Information:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Name, Title/Entity OR Choose from List

Primary Requestor: (Name, Title/Entity)

BUSINESS COMMITTEE TRAVEL REPORT



Travel Report for: Kirby Metoxen Marie Summers
David Jordon

Travel Event: Reservation Economic Summit

Travel Location: Las Vegas, Nevada

Departure Date: 05/22/2022 **Return Date:** 05/26/2022

KM: \$2,441.98

KM: \$2,595.08

MS: \$2,735.16

MS: \$4,001.23

Projected Cost: DJ: \$3,003.18 **Actual Cost:** DJ: \$3,256.70

Date Travel was Approved by OBC: 04/13/2022

Narrative/Background:

RES 2022 is the Summit to attend for those looking for high caliber networking, winning teaming opportunities, business development sessions, one-on-one consulting, all centered around American Indian Enterprise.

The National Center for American Indian Enterprise Development (NCAIED) is embracing BE THE CHANGE for the 2022 Reservation Economic Summit. The event features tribal leaders, members of Congress, federal agency representatives, state and local officials, and top CEO's on a national platform.

KM Attended:

Food Sovereignty is Economic Sovereignty: How to Finance & Open a Grocery Store or Food Warehouse/Distribution Company. Practitioners discussed the economics and profit opportunities related to food distribution enterprises and grocery stores, as both good business and as a participant in creation of Food Sovereignty.

How to Open a Meat, Poultry, and Seafood Processing Plan: Panel discussed the developing and managing food processing facilities and managing relationships with food producers.

Act Like a Leader, Think Like a Leader: Nonprofit & Foundation leaders must lead bravely and act boldly to move our communities forward. Experts in leadership, organizational culture, change management and communication will provide a framework on their organizational success.

Looking beyond Tribal Lands: Real Estate as an Investment Strategy: heard from representative from several tribes that have already entered into real estate investments. With real estate values steadily increasing, tribes see real estate as a great way to diversify their portfolio and invest for the future.

MS attended:

RES 2022 and the theme was “You be the Change” along with the focus being on Tribal Economic Development. Out of the many presentations and break-out sessions I participated in, the top sessions that may be of interest and require research on are the following:

Technology and Communication-Acquired information and attended a presentation on the KORBYT app and the benefits of having a Tribal social media style platform to deliver news to the tribal community and its citizens.

Leveraging Cannabis on Native Land: An Explainer on Best Practices and Key issues: Acquired information on other tribes and their approach on establishing cannabis dispensaries. Learned that there is an Inter-Tribal Marijuana Commission and sat in on a presentation panel that spoke about many Indigenous Nations operating their own dispensaries and that the federal government has not interfered for the most part. Also received contact information on the “Cannaboss Industry Consultant” at (734) 788-4401.

Met with Ho-Chunk Capital representative Lance Morgan and inquired about their Tribes processes on building projects. Also met with “Soaring Bird Solutions, LLC” on their professional services for Human Resources & Organizational needs; they offer consultation on Human Resource services and is owned by an Indigenous woman.

DJ Attended:

The White House Tribal Roundtable regarding the Supreme Court Case Brackeen V Haaland that is currently challenging the Indian Child Welfare Act (ICWA). Oneida Nation is a part of the Four Tribes and the US Solicitor General who filed cert petitions with the US Supreme Court in this case defending ICWA and its constitutionality. We are requesting the White House to work with Congress to make certain our provision is enacted into Law. Met with Tribal One Scott Abraham regarding the Discounted Gas based on Players Club Card activity – this information was forwarded to our Retail and Gaming General Managers. Councilwoman Summers and myself met with Lance Morgan, CEO and President of Ho-Chunk, INC regarding the processes on building projects.

Attended the following Breakout Sessions; Enterprise and Community Development: Food Sovereignty is Economic Sovereignty : How to open a meat, poultry and seafood processing plant with USDA Representatives; Tedd Buelow, Tribal Coordinator and Melissa Sturdivant, Tribal Relations Specialist for the Rural Development Innovation Center; Business Impact Training Day focusing on Tribal Business Structure, Section 17 and how to create one and Government Procurement; Business Development: The Business of Healthcare – Workforce Needs:

Partnerships and pathways update, workforce development, capacity building, Enhancing IHS Care, 638 Best Practices and Community Readiness Tool, Importance of Readiness and Readiness Assessment – Unique Model/Approach; Economic Development: The Economic Strategies for Diabetes and Opioid Addiction in a post Pandemic Era, also discussed how the pandemic diabetic patients suffered due to a lack of health care access, food programs and exercise facilities.

Note: Delta airline cancelled Councilwoman Marie Summer's departing flight in Milwaukee due to "no crew" availability and a travel credit was issued for a future flight. In order to get to the conference, Marie drove to Chicago to obtain another flight which left later that same day. This airline cancellation (no crew) resulted in an unplanned travel expense.

Item(s) Requiring Attention:

Forward information regarding the company War Chief and their non alcoholic collection to the Radisson-information attached.

Requested Action:

Approve the travel report - Councilman Kirby Metoxen, Councilman David Jordan and Councilwoman Marie Summers - 2022 Reservation Economic Summit - Las Vegas, Nevada - May 22-26, 2022

FOCUS AREA: BUSINESS DEVELOPMENT

SBA Listening Session on Access to Capital in Indian Country

Tuesday, 2:00 p.m. - 4:00 p.m.

Pompeian I

The Business of Healthcare - Workforce Needs: Partnerships & Pathways Update - Workforce Development, Capacity Building, IHEART project Summit

Tuesday, 2:00 p.m. - 2:50 p.m.

Emperors Ballroom I

Getting an Edge: How Native Entities are Utilizing Government Relation Strategies

Tuesday, 2:00 p.m. - 2:50 p.m.

Palace Ballroom II

Have you thought about implementing a government relations program, but not sure where to begin or what you should be looking for? This panel, featuring some of the foremost experts from across the country, will shed light on how they have successfully implemented government and public affairs strategies for their Native clients. Whether it's in state capitols or Congress, city halls or federal agencies, tribes, tribal entities, Alaska Native Corporations, and Native Hawaiian Organizations have much to gain from a robust lobbying presence. This panel will include an overview of opportunities created by both the historic federal investment in Indian Country, as well as the recently restarted Congressional earmark process that provides new avenues for direct federal funding.

Supplier Diversity and Contracting

Tuesday, 3:00 p.m. - 3:50 p.m.

Palace Ballroom II

Contracts are how companies survive. They bring in revenue, establish a track record of success, and allow businesses to grow. Corporations have increasingly embraced supplier diversity, the proactive strategy of contracting with businesses owned by historically disadvantaged communities. In this session you will learn tips and strategies to compete and win in this marketplace.

Technology and Communication

Tuesday, 3:00 p.m. - 3:50 p.m.

Emperors Ballroom II

Tribal communications are essential for Tribal governments and their businesses and communication options are not in short supply (e.g. newsletters, social media, email, texts, intranet, etc.) Unfortunately, Tribes and Tribal businesses don't know if they are effectively reaching their core audience whether tribal members or employees with their communications. Tribes need to communicate to all audiences with effective and secure messaging that isn't distorted by outside factors. This session will provide Tribes and Tribal businesses with the insights they need to: Reach their tribal members and employees on their desktop and mobile devices or email inboxes; Personalize their communications experience with targeted, relevant content and information; Provide them with quick and easy access to important documents, files and tribal resources; Show them how to measure the effectiveness of their tribal and employee communications.

The Business of Healthcare: 638 Best Practices and Community Readiness Tool (Economic Engine) Importance of Readiness and Readiness Assessment - Unique Model/Approach

Tuesday, 4:00 p.m. - 4:50 p.m.

Emperors Ballroom I

The Business of Entertainment: FNX/Native America Calling

Wednesday, 10:00 a.m. - 10:50 a.m.

Palace Ballroom I

Trade & Export

Wednesday, 10:00 a.m. - 10:50 a.m.

Emperors Ballroom II

Exporting as a way to grow your business. Are you looking to grow your business through exporting? Assess your company's readiness to enter the global market, expand into additional markets, or take on more challenging, high-growth export markets. In this session, you will learn about how to get ready to Export and identify your resource partners.

Corporate America Supports Small Business

Wednesday, 11:00 a.m. - 11:50 a.m.

Palace Ballroom III

Corporate American companies have training resources to help small business owners utilize technology effectively as they start and grow their businesses. These companies provide tools and resources for small business owners looking to use technology to serve their customers, be more efficient and get paid for their services.

The Business of Healthcare: Enhancing IHS Care

Wednesday, 2:00 p.m. - 2:50 p.m.

Emperors Ballroom I

The Business of Technology: How Tribes are Integrating Technology into their Economic Development Strategies

Wednesday, 2:00 p.m. - 2:50 p.m.

Emperors Ballroom II

Tribes are growing increasingly sophisticated in technology and diversifying their holdings across a number of fields, including cybersecurity, cloud storage, data centers, and app development. This panel features experts from several tribally owned companies that have made significant investments in technology. Where are the opportunities, and what are the pitfalls for tribes interested in investing in technology? Whether just entering into the tech space or considering it as an option for your tribe, this panel offers something for you.

The Business of Entertainment: The Power of Pop Culture and the Rise of the Indigenerd

Wednesday, 2:00 p.m. - 2:50 p.m.

Palace Ballroom III

Led by Dr. Indigenerd (Lee Francis IV) and his intrepid crew, this panel will discuss how, over the past decade, Native Realities has been at the forefront of creating and distributing exciting Native content. The panel will further explore how pop culture hybrid media can work in engaging a dedicated

audience, building diverse, equitable, and sustainable partnerships and unleashing the Indigenous Imagination to change perceptions and cultivate dynamic representations of Native and Indigenous people. Join these Indiginerds as they demonstrate that the combination of story, pop culture, and Native ideas is an unstoppable force!

Walking in Our Moccasins: 7 Strategies to Win More Grants

Wednesday, 2:00 p.m. - 2:50 p.m. **Palace Ballroom II**

"Walking in Our Moccasins" is a name, inspired by Chairman Manuel Heart of the Ute Mountain Ute Tribe, for a process that generated over \$100 MILLION in new grant funding in just 6 years for his 2,100 member Tribe in Colorado, New Mexico and Utah. "Walking in Our Moccasins – Seven Strategies to Win More Grants" is a customized fund development process for American Indian Tribes. In this presentation you will learn from top tribal leaders and the award-winning consulting team how the Ute Mountain Ute used this process to engage 40 state, federal, and private donors to co-develop strength-passion based solutions to major tribal issues such as water, housing, health, education, social justice, transportation, food sovereignty and more.

The Business of Healthcare: Provider Perspectives on 638 Panel - Provider Services

Wednesday, 3:00 p.m. - 3:50 p.m. **Emperors Ballroom I**

Reservation to Runway: Breaking Barriers and Creating Couture

Wednesday, 4:00 p.m. - 4:50 p.m. **Palace Ballroom III**

Indian Country is having a moment in the fashion world that is quickly turning into a movement. Learn from some of the top and emerging Native designers about how to break into this multi-billion industry as well as how to support and promote Native American representation in the fashion world.

The Business of Gaming

Wednesday, 4:00pm - 4:50pm **Emperors Ballroom I**

Tribal governments have established Tribal Gaming Enterprises across Indian Country that mechanize economic development to support their general welfare & self-sufficiency. Tribal Gaming enterprises have developed into robust economic centers that create business opportunities beyond gaming for Tribal Nations. This panel will explore tools Tribes can implement to further strengthen their capacity in the Nevada Gaming Industry.

FOCUS AREA: ECONOMIC DEVELOPMENT

SBA Listening Session on Access to Capital in Indian Country

Tuesday, 2:00 p.m. - 4:00 p.m. **Pompeian I**

The Economic Strategies for Diabetes and Opioid Addiction in a Post Pandemic Era

Tuesday, 3:00 p.m. - 3:50 p.m. **Palace Ballroom III**

This panel will explore the economic impacts of Diabetes and Opioid Addiction in a Covid Era that impacted the lives and health of tribal citizens across the country. It will also discuss how the pandemic diabetic patients suffered due to a lack of health care access, food programs, exercise facilities, and more.

State Small Business Credit Initiative (SSBCI): U.S. Department of the Treasury

Wednesday, 9:00 a.m. - 9:50 a.m. **Emperors Ballroom II**

How to get USDA Funds for Drought Mitigation

Wednesday, 11:00 a.m. - 11:50 a.m. **Emperors Ballroom I**

The Federal Government's Pasture, Rangeland, Forage Insurance Program (Drought Coverage) provides funding to help protect perennial forage produced for grazing or harvested for hay on Native Land. This panel will include members of the Navajo Nation and Hopi Tribe and a PRF Insurance expert. The panel will discuss how the program

works, how you can participate, the benefits that have been received and utilized by current tribal participants, and their experiences in the program.

Leveraging Cannabis on Native Land: An Explainer on Best Practices and Key Issues

Wednesday, 11:00 a.m. - 11:50 a.m. **Palace Ballroom I**

Are you inspired by the economic opportunity that the cannabis industry presents for your tribe, but worried about potential social, political, and legal ramifications? This panel features experts who have successfully navigated the nuanced business relationships formed between tribes and various entities within the cannabis world. They will also discuss some of the challenges faced in operating marijuana establishments alongside constantly evolving policy shifts at the federal, state, and local levels.

The Business of Technology: How Tribes are Integrating Technology into their Economic Development Strategies

Wednesday, 2:00 p.m. - 2:50 p.m. **Emperors Ballroom II**

Tribes are growing increasingly sophisticated in technology and diversifying their holdings across a number of fields, including cybersecurity, cloud storage, data centers, and app development. This panel features experts from several tribally owned companies that have made significant investments in technology. Where are the opportunities, and what are the

pitfalls for tribes interested in investing in technology? Whether just entering into the tech space or considering it as an option for your tribe, this panel offers something for you.

DATA is Critical

Wednesday, 3:00 p.m. - 3:50 p.m.

Palace Ballroom I

High quality data is critical to making evidence-based economic policy decisions. Yet, significant, and longstanding data gaps in Indian Country complicate the important choices tribal leaders and policy makers must make to strengthen tribal economies. Join Indian Country leaders in a discussion on how to tackle data invisibility in a way that balances tribal data sovereignty while increasing the accessibility of meaningful economic data for our tribal communities.



FOCUS AREA: ENTERPRISE & COMMUNITY DEVELOPMENT

U.S. Department of Interior Office of Economic Development (OIED): Walking with Tribes & Native Businesses

Monday, 3:00 p.m. - 3:50 p.m.

Emperors Ballroom II

Helping Guarantee the Economic Future of Indian Country. This panel session features OIED staff sharing relevant updates on current and upcoming opportunities designed to successfully utilize knowledge and resources that address the lack of access to credit and the limited economic opportunities that exist in many American Indian and Alaska Native communities.

Federal Legislative Policy

Tuesday, 2:00 p.m. - 2:50 p.m.

Palace Ballroom III

The 117th Congress looks to be quite productive in terms of federal policy, legislative and appropriations achievements. Not only did Congress approve President Biden's American Rescue Plan Act (PL 117-2) with billions of dollars to address the COVID-19 pandemic's devastating impacts on Indian Country, but it also passed the bipartisan Infrastructure Investment and Jobs Act (PL117-58) and (belatedly) the FY2022 Consolidated Appropriations Act (PL 117-103), which also included long-sought Indian Country provisions in the Violence Against Women Act. With these and other actions, Congress and the Biden Administration have collaborated to make significant improvements and records sums to assist with health and economic recovery, as well as broadband expansion and infrastructure improvements, for American Indian, Alaska Native, and Native Hawaiian communities and their governmental organizations and community enterprises. Beginning with Tribal Consultations conducted by all federal departments and agencies, the Biden Administration has reconstituted the White House Council on Native American Affairs with the key federal agencies working closely together to develop and implement plans of action to make federal programs more responsive to tribal community and economic needs. Several new federal programs have helped provide more assistance to community enterprises owned by Tribal Nations.

Tax Panel

Tuesday, 2:00 p.m. - 2:50 p.m.

Emperors Ballroom II

House Ways and Means Committee Members discuss tax burdens restricting tribal economic development and potential legislation proposals.

Data Empowers the Stories of our Tribal Economies

Tuesday, 3:00 p.m. - 3:50 p.m.

Emperors Ballroom I

There is no doubt that businesses benefit from accurate data reports. Investors benefit from knowing that their return pays dividends toward the success of their venture from thorough data analysis. Justifying healthcare decisions to protect our communities come from detailed data collection and reports. The economic development projects that create positive changes in our communities will be amplified with the incorporation of data that is reflective of the true identities of our tribal communities. As an economist for the Navajo Nation Division of Economic Development, Alisha L Murphy will discuss the importance of primary data collection and management to ensure that the stories of our tribal communities are represented.

Breaking Barriers to Credit & Capital Access

Tuesday, 4:00 p.m. - 4:50 p.m.

Palace Ballroom II

Access to capital is an issue that has long seemed unsolvable for Indian Country. Yet many tribes and organizations have found ways to break down the barriers to both credit and capital that have held back Native businesses for decades. This panel features experts on all sides of the capital conversation - tribes, financial institutions, business leaders, and CDFIs - who will share how they've been successful, how your business can access the funds needed to be successful, and what else can be done to improve access to capital in our communities.

Food Sovereignty is Economic Sovereignty: How to Finance & Open a Grocery Store or Food Warehouse/Distribution Company

Tuesday, 4:00 p.m. - 4:50 p.m.

Palace Ballroom III

Practitioners will discuss the economics and profit opportunities related to food distribution enterprises and grocery stores, as both good business and as a participant in creation of Food Sovereignty.

The Native American 8(a) Small Business Program is Critical as an Economic Driver for Tribal, Alaska Native, and Native Hawaiian Communities who Participate

Wednesday, 9:00 a.m. - 9:50 a.m.

Palace Ballroom I

By working together to promote and support the Native American 8(a) small business program, through policy, advocacy, and education, our communities can benefit through the provision of essential government services and other necessary programs that are supported by Native government contracting businesses. Hear from leadership at businesses operated by Tribes, Alaska Native Corporations, and Native Hawaiian Organizations and learn how the Native American Contractors Association is working to promote and protect this program for Native communities.

Federal Buyers OSDBU Panel

Wednesday, 10:00 a.m. - 10:50 a.m.

Palace Ballroom III

Representatives from the civilian agency Offices of Small and Disadvantaged Business Utilization ("OSDBU") will discuss the contracting landscape at their agencies. The panelists will provide insights on active and upcoming procurement opportunities at their agencies, set-aside priorities, and new initiatives. You will learn where the opportunities are within these agencies and what you need to do to best take advantage of them.

National Inter-Tribal Energy Council (NITEC): The Missing Voice and Change that Tribal Energy Development Needs

Wednesday, 11:00 a.m. - 11:50 a.m.

Emperors Ballroom II

Tribal energy projects face more challenges and barriers than similarly situated non-tribal energy development. High energy costs, climate change, global events, inadequate power services, congressional legislation and infrastructure funding are some mega-trends that are influencing energy development. For several Administrations, tribes have been without a voice to guide these trends much less partner with energy industries to find solutions supporting Indian Country's infrastructure, economies, and energy development. In this panel, panelists will discuss the importance of a national inter-tribal energy trade association and the goals needed to change the framework of tribal energy development. More importantly, what are tribes and tribal energy development stakeholders missing because there is no voice to protect tribal sovereignty and their energy interests.

Building Healthy Native Places: A Process to Completing Needed Healthcare Facilities in Indian Country

Wednesday, 3:00 p.m. - 3:50 p.m.

Palace Ballroom III

Tribal communities across the country continue to build sovereignty through the development of facilities that promoted healthy, vital communities. The COVID pandemic, and tribal response to it, show our leadership in addressing the pandemic's effects, but also the tremendous needs that still exist for our governments to serve their people. This panel will share a specific example of how several tribes worked together with Native American-owned vendors to create a wonderful healthcare facility for Native youth in Wisconsin. We will cover how to get from a good idea to open doors and the steps necessary and partnerships required to do so.

Descendant Enrollment in ANCSA Corporations

Wednesday, 3:00 p.m. - 3:50 p.m.

Emperors Ballroom II

This presentation will address the legal framework and numerous practical considerations in issuing new shares to descendants of original Alaska Native Corporation shareholders. Particular attention will be placed on timing considerations, as well as the steps to assess shareholder interest and concerns regarding the descendant enrollment process, including share/dividend dilution, and the means to mitigate such concerns.

Food Sovereignty is Economic Sovereignty: How to Open a Meat, Poultry, and Seafood Processing Plan

Wednesday, 4:00 p.m. - 4:50 p.m.

Palace Ballroom I

Participants will learn the considerations for developing and managing food processing facilities and managing relationships with food producers.

On Reservation vs. Off Reservation Businesses: What's the Scoop?

Wednesday, 4:00 p.m. - 4:50 p.m.

Palace Ballroom II

Native entrepreneurs face a laundry list of decisions when starting their business including where to locate their operations—on reservation or off. What are the motivating factors that influence this decision? Was it the right decision and why? Join Native business owners as they share their perceptions of on/off reservation business ecosystems and detail their experiences operating in these two distinct business environments.

U.S. Department of Commerce

Wednesday, 4:00 p.m. - 4:50 p.m.

Emperors Ballroom II

Please join us in a Department of Commerce panel session to listen and learn about the new initiatives and programs that can help tribes pursue grant investments linked to a long-term, sustainable economic development strategy, access to capital, and contracts. Tribes also will learn the importance of trademarks and branding in building business, whether as an individual, small business, collective, or tribe.

FOCUS AREA: LEADERSHIP & GOVERNANCE

Act Like a Leader, Think Like a Leader

Tuesday, 2:00 p.m. - 2:50 p.m.

Palace Ballroom I

Nonprofit & Foundation leaders must lead bravely and act boldly to move our communities forward. Experts in leadership, organizational culture, change management and communications will provide you with a framework on their organizational success.

Getting an Edge: How Native Entities are Utilizing Government Relation Strategies

Tuesday, 2:00 p.m. - 2:50 p.m.

Palace Ballroom II

Have you thought about implementing a government relations program, but not sure where to begin or what you should be looking for? This panel, featuring some of the foremost experts from across the country, will shed light on how they have successfully implemented government and public affairs strategies for their Native clients. Whether it's in state capitols or Congress, city halls or federal agencies, tribes, tribal entities, Alaska Native Corporations, and Native Hawaiian Organizations have much to gain from a robust lobbying presence. This panel will include an overview of opportunities created by both the historic federal investment in Indian Country, as well as the recently restarted Congressional earmark process that provides new avenues for direct federal funding.

Peeps for Keeps: Finding and Managing Talent in a Competitive Job Market

Tuesday, 3:00 p.m. - 3:50 p.m.

Palace Ballroom I

Leading High Performing Organizations

Tuesday, 4:00 p.m. - 4:50 p.m.

Palace Ballroom I

As companies grow, develop and mature, leadership must adapt and grow as well. Adapting organizational structure, continuously evaluating efficiencies, and the willingness to take risks are just a few characteristics leaders of high performing organizations must possess and exemplify in their role. This panel of leaders will talk about their experiences of growing companies at tremendous speed, lessons learned along the way, and offer thoughts and ideas leaders should consider when building strong, high performing organizations.

Native Women Lead: Women Innovating in Business and Beyond

Tuesday, 4:00 p.m. - 4:50 p.m.

Emperors Ballroom II

Women are key to our future, they are the backbone of family and community, are primary breadwinners for their families, they are formal and informal leaders, and entrepreneurs. They face overwhelming obstacles and biases, but their resilience is astounding. Join us for an engaging discussion about the varying roles of women, balancing life and work/business, and efforts to support and empower Native women.

Leadership Priorities for Tribal Business

Wednesday 9:00am - 9:50am

Emperors Ballroom I

Panelists share insights on post pandemic Tribal business leadership for stability and future success.

The Challenge of Board Governance

Wednesday, 9:00 a.m. - 9:50 a.m.

Palace Ballroom II

New to serving as a board member? Unclear about your role? Or how the board relates to your shareholder(s)? Join us to learn about the keys to successful and sustained development, board responsibilities, being an effective board member, and building an effective governing board.

Looking beyond Tribal Lands: Real Estate as an Investment Strategy

Wednesday, 10:00 a.m. - 10:50 a.m.

Palace Ballroom II

Tribes are already among the largest landowners in the country. However, many tribes see non-tribal land as a tremendous investment and economic development opportunity. They are becoming much more aggressive in purchasing land and investing in real estate of all kinds. With real estate values steadily increasing, tribes see real estate as a great way to diversify their portfolio and invest for the future. You will leave this panel with a better understanding of this increasingly lucrative investment sector after hearing from representatives from several tribes that have already entered into real estate investment.

Indigenous Women in the TV, Film, and Fashion Industries who are Breaking the Glass Ceiling

Wednesday, 2:00 p.m. - 2:50 p.m.

Palace Ballroom I

These native women are unstoppable, impervious, and resilient. They represent in a way that has not been done before. Margo Gray introduces three powerhouse native women who are breaking the glass ceiling in the areas of TV, Film, and Fashion. We learn from their stories of overcoming and clearing a path for others to follow. Indigenous entrepreneurship in the areas of TV, Film, and Fashion is inspired creativity at its finest. These women are not only living their dreams but will share their incredible stories that have generated new jobs, created corporate collaborations, and career opportunities for other natives. Join in the conversation of being inspired, motivated, and empowered by these powerhouse Indigenous women.

FOCUS AREA: NATURAL RESOURCES & ENERGY

Tribal Energy Sovereignty

Wednesday, 9:00 a.m. - 9:50 a.m.

Palace Ballroom III

This panel will focus on how tribal governments have evolved from lessees to owners, operators and managers of energy resources.

Large Scale Solar Development in Indian Country

Wednesday, 10:00 a.m. - 10:50 a.m.

Emperors Ballroom I

This session will cover the basics on development of large-scale or utility scale solar projects in Indian Country, including leasing, rights-of-way, and other considerations.

The Virtual Power Plant in Indian Country: if Done Right, Could Outshine Gaming in Magnitude

Wednesday, 11:00 a.m. - 11:50 a.m.

Palace Ballroom II

Nimiipuu Energy is a Tribally-owned (Nez Perce Tribe) energy company working towards eliminating the Tribe's energy purchased from outside sources; by producing all of the energy we consume. We've implemented a plan to install a variety of energy (primarily solar + battery storage) projects

including residential, small commercial, large commercial and a large solar farm; all totaling 500 Megawatts (MW) with an anticipated completion date of 2027. In addition to producing our own energy, we are a utility cooperative dedicated to the implementation of 5+ Gigawatts (GW) of alternatively produced (solar + wind) power throughout Indian Country, teaming with other tribes to implement and to link or connect our respective systems through a Distributed or Virtual Power Plant (VPP). Join this session to learn more.

Clean Energy Solutions: Hydrogen and Microgrids for a Resilient Reservation

Wednesday, 3:00 p.m. - 3:50 p.m.

Palace Ballroom II

This panel will discuss the billions of public and private dollars that are investing in developing hydrogen and renewable markets from production to end-use in various ways, including reforming natural gas and electrolyzing water. Native American Tribes with abundant natural gas, solar capacity and water resources, can benefit from a resilient economy. More importantly, is how tribes can take steps to protect their most vulnerable and important assets during catastrophic events and give their citizens peace of mind during stressful times.

Holland & Knight is proud to support the

Reservation Economic Summit: RES 2022.

With a deep respect for the traditional values that distinguish Native Americans, our Native American Law Team is committed to providing Indian tribal governments and Alaska Native organizations with the same high quality of legal representation demanded by other governments and sophisticated business enterprises – the kind of service such communities require to protect their sovereignty and to prosper now and in future generations.

In addition, we represent tribes and Alaska Native corporations in all aspects of the federal contracting process as well as in matters involving federal grants, annual funding agreements and self-determination contracting.

Holland & Knight

www.hklaw.com

James T. Meggesto, Partner
Washington, DC | 202.469.5173

Robert K. Tompkins, Partner
Washington, DC | 202.469.5111

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WAR CHIEF COLLECTION

THE STORY

Founded by Jody Colbert, a member of the Comanche Nation, the War Chief Collection was born from a personal passion to prevent and heal victims of alcoholism and drug abuse, especially those within the Native communities. Jody recognized the need for a non-alcoholic beverage alternative that promotes wellness, combats addiction and invites those who live alcohol-free into the craft beverage space. She began the War Chief Collection by producing wines that embraced the natural medicines recognized by Indigenous communities, such as hemp extract, and included low carb, low sugar and low-calorie options to inspire healthy living.

Knowing that beer is a large part of the craft beverage market, Jody looked to expand the War Chief Collection to include non-alcoholic craft beers. She consulted with members of Yakima Chief Hops, drawing from their experience and connection with not only the brewing industry but hop growers in the Yakima region. YCH provided Jody with market research of non-alcoholic (NA) beers and connected her team with experienced industry partners such as BevZero to aid in the development of her NA craft beers. YCH also donated hops for the pilot brews, sourcing 100% of the hops from lots grown on the Native lands of the Yakama Nation. The Yakama Nation produces 17,000 acres of hops.

THE HOPS

Yakima Chief Hops is a 100% grower owned global hop supplier, sourcing from family farms who have been growing hops in the Yakima Valley as far back as 1869. Many of these family farms sit on reservation land and lease these acres from members of the Yakama Nation. With drug and alcohol addiction being an ongoing and devastating issue in Native communities, hops and craft beer have historically carried a negative association with many people of the Yakama Nation. Recently, Yakima Chief Hops has partnered with the Yakama Nation to build awareness on hops as an agricultural ingredient that does not contribute to alcohol content, and the economic benefits of hop farming in the local community.

Yakima Chief Hops and the Yakama Nation are pleased to partner with the War Chief Collection to provide hops grown on Native land for their line of NA craft beers, adding meaning to the supply chain of this new product line. In the future, YCH aims to provide these hops sourced from reservation lands to other breweries for their non-alcoholic beers and donate proceeds from the sales to nonprofits focused on youth and sobriety programs.

THE BEER

The pilot beers for the War Chief Collection were produced by Barrel Brothers Brewing Company in Windsor, CA and include Hazy, Pilsner, IPA and Porter beers. The beers will be available for purchase via online through warchiefcollection.com and barrelbrothersbrewing.com. Proceeds from the sale of these beers will be donated to Friendship House in San Francisco, CA, a nonprofit, community-based organization that provides residential substance abuse treatment programs for American Indians.

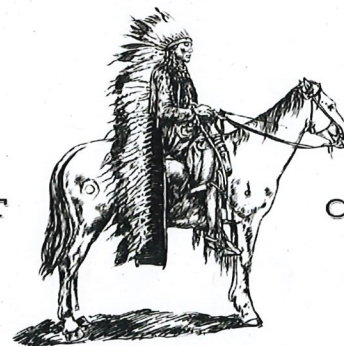
THE IMPACT

The War Chief Collection seeks to be a weapon to combat the culture of alcohol and drug addiction and end this epidemic that plagues the Indigenous communities. By providing a healthy craft beverage alternative, this new line of non-alcoholic beers works to inspire mental and physical wellness. In addition, through the sale of the hops and beer, Yakima Chief Hops and War Chief Collection hope to give back to meaningful organizations that work to heal these communities of alcoholism and promote a better way of living.

WAR CHIEF
NON
ALCOHOL

CRAFT
BEER

CRAFT
WINE



COLLECTION



YAKIMA
CHIEF
- HOPS -

Approve the travel request - Treasurer Tina Danforth - Native American Finance Officers Association...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve Treasurer Danforth to attend NAFOA 2022 Fall Finance & Tribal Economies Conference, October 2-5, 2022, Mashantucket, CT

4. Areas potentially impacted or affected by this request:

- | | |
|---|---|
| <input type="checkbox"/> Finance | <input type="checkbox"/> Programs/Services |
| <input type="checkbox"/> Law Office | <input type="checkbox"/> MIS |
| <input type="checkbox"/> Gaming/Retail | <input type="checkbox"/> Boards, Committees, or Commissions |
| <input type="checkbox"/> Other: <i>Describe</i> | |

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|--|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input checked="" type="checkbox"/> Other: Travel Costs covered by NAFOA | |

8. Submission:

Authorized Sponsor: Tina Danforth, Treasurer

Primary Requestor: Danelle Wilson, Executive Assistant

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 07 / 13 / 22 e-poll requested

2. General Information:

Event Name: _____ Native American Finance Officers Association 2022 Fall Finance & Tribal Economies Conference

Event Location: Mashantucket, CT Attendee(s):

Departure Date: Attendee(s):

Return Date: Attendee(s):

3. Budget Information:

- Funds available in individual travel budget(s)
- Unbudgeted
- Grant Funded or Reimbursed

Cost Estimate: 0

4. Justification:

Describe the justification of this Travel Request:

As President of NAFOA I am requesting to attend the Fall Conference scheduled to be held October 3-4, 2022, Mashantucket, CT

Travel costs will be covered by NAFOA.

5. Submission

Sponsor:

- 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

[Register Now](#)



Agenda at a Glance

Sunday, October 2nd

Member Tribe Meeting

5:00 PM - 7:00 PM

Monday, October 3rd

Opening General Session

8:30 AM - 11:00 AM

Breakout Sessions

11:30 AM - 12:30 PM

Lunch

12:30 PM - 2:30 PM

Breakout Sessions

2:30 PM - 3:30 PM

Breakout Sessions

4:00 PM - 5:00 PM

President's

Reception

5:15 PM - 7:15 PM

Tuesday, October 4th

General Session

8:30 AM - 11:00 AM

Breakout Sessions

11:30 AM - 12:30 PM

Awards Luncheon

12:30 PM - 2:30 PM

Breakout Sessions

2:30 PM - 3:30 PM

Breakout Sessions

4:00 PM - 5:00 PM

Closing Reception

5:30 PM - 7:30 PM

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Approve the travel request - Secretary Lisa Liggins - Assembly Democratic Campaign Committee...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input checked="" type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 07 / 13 / 22 e-poll requested

2. General Information:

Event Name: Assembly Democratic Campaign Committee Fundraiser

Event Location: Wisconsin Dells, WI Attendee(s): Lisa Liggins, Secretary

Departure Date: Jul 26, 2022 Attendee(s):

Return Date: Jul 27, 2022 Attendee(s):

3. Budget Information:

Funds available in individual travel budget(s)

Unbudgeted

Grant Funded or Reimbursed

Cost Estimate: \$250.00

4. Justification:

Describe the justification of this Travel Request:

Please see attached flyer.

Intergovernmental Affairs inquired on June 15, 2022, if I would be able to attend. By attending this fundraiser, the Oneida Nation shows its support financially for the democratic assembly, it also allows for the representative of the Nation to network and develop rapport with individual legislators while sharing our concerns, issues, and resolves for legislative items.

These events are attended on both sides of the house to balance the political outreach.

5. Submission

Sponsor: Lisa Liggins, Secretary

- 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

assembly
DEMOCRATS

You are cordially invited to join us for
the 2022 ADCC Golf Outing



WEDNESDAY, JULY 27
WILD ROCK GOLF CLUB
856 CANYON RD, WISCONSIN DELLS, WI 53965

REGISTRATION: 8 AM

TEE TIME: 10 AM

SPONSOR LEVELS:

\$12,000 PRESENTING SPONSORSHIP

2 GOLF FOURSOMES WITH A MEMBER + LOGO AND NAME
ON DAY OF EVENT MATERIALS + TEE OFF HOLE
SPONSORSHIP + LUNCH OR RECEPTION SPONSORSHIP

\$9,000 LEADER SPONSORSHIP

GOLF FOURSOME WITH A MEMBER + HOLE SPONSORSHIP

\$6,000 HOLE-IN-ONE SPONSORSHIP

GOLF FOURSOME + HOLE SPONSORSHIP

\$5,000 EAGLE SPONSORSHIP

GOLF FOURSOME

\$3,000 BIRDIE SPONSORSHIP

LUNCH OR RECEPTION SPONSOR

\$1,500 PAR SPONSORSHIP

INDIVIDUAL GOLFER OR HOLE SPONSORSHIP

ALL PAC AND INDIVIDUAL CONTRIBUTIONS ARE GRATEFULLY ACCEPTED



RSVP TO ETHAN@ASSEMBLYDEMOCRATS.COM.

QUESTIONS? CALL ETHAN AT 567-203-3847

Approve the travel request - Councilman Kirby Metoxen - 2022 Wisconsin State Fair - Milwaukee, WI -...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve travel request - Councilman Kirby Metoxen -2022 WI State Fair- Milwaukee, WI, Aug. 5-7, 2022.

4. Areas potentially impacted or affected by this request:

- Finance
- Law Office
- Gaming/Retail
- Other: OBC
- Programs/Services
- MIS
- Boards, Committees, or Commissions

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List
Name, Title/Entity OR Choose from List
Name, Title/Entity OR Choose from List
Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: State Fair Info | | |

7. Budget Information:

- | | |
|--|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input checked="" type="checkbox"/> Other: reimbursed by NATOW | |

8. Submission:

Authorized Sponsor: Kirby Metoxen, Councilman

Primary Requestor: (Name, Title/Entity)

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 7 / 13 / 22 e-poll requested

2. General Information:

Event Name: 2022 Wisconsin State Fair

Event Location: Milwaukee, WI Attendee(s): Kirby Metoxen

Departure Date: 8/05/2022 Attendee(s):

Return Date: 8/07/2022 Attendee(s):

3. Budget Information:

- Funds available in individual travel budget(s)
- Unbudgeted
- Grant Funded or Reimbursed

Cost Estimate: \$500 (reimbursed by NATOW)

4. Justification:

Describe the justification of this Travel Request:

Approve travel request - Councilman Kirby Metoxen -2022 WI State Fair- Milwaukee, WI, Aug. 5-7, 2022.

Councilman Metoxen is NATOW's Vice President and Oneida Nation's representative and would tend the NATOW's informational booth. NATOW's mission is to promote tribal tourism and economic development, while highlighting the beauty, diversity and cultural dynamism of the 11 federally recognized tribes of Wisconsin. Tourism is the leading industry in tribal economies and plays a critical role in generating employment and revenues for essential governmental services for tribes and their members, including healthcare, housing, education, elder services, pre-K and more. By expanding their tourism initiatives throughout the state, region and nation, Wisconsin's tribes are scaffolding their efforts to be self-sufficient and boost their economies. NATOW is comprised of representatives from each tribe who meet bi-monthly to discuss and implement its strategic initiatives. As one of the largest tribal tourism organizations in the country, NATOW has grown to be a recognized force in Wisconsin at gatherings, festivals, and events.

5. Submission

Sponsor: Kirby Metoxen, Councilmember

- 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

WISCONSIN STATE FAIR
AUGUST 4-14, 2022 Presented by 

Dea

HOURS OF OPERATION

Come on down to the Wisconsin State Fair from August 4-14, 2022!

There are updated hours of operation for 2022. The State Fair is open from:

- Sunday – Wednesday: 10am – 10pm
- Thursday – Saturday: 10am – midnight

Check out the hours listed below to better plan your trip to the State Fair.

<https://wistatefair.com/fair/>

Approve the travel request - Councilwoman Jennifer Webster - 2022 Secretary's Tribal Advisory...

Business Committee Agenda Request

1. **Meeting Date Requested:** 07/13/22

2. **Session:**

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. **Requested Motion:**

Accept as information; OR

Approve travel request - Councilwoman Jennifer Webster -2022 Secretary's Tribal Advisory Committee (STAC) Meeting- Albuquerque, New Mexico, September 5-10, 2022.

4. **Areas potentially impacted or affected by this request:**

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: OBC

5. **Additional attendees needed for this request:**

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input checked="" type="checkbox"/> Other: reimbursed | |

8. Submission:

Authorized Sponsor: Jennifer Webster, Councilwoman

Primary Requestor: (Name, Title/Entity)

Oneida Business Committee Travel Request

1. **OBC Meeting Date Requested:** 7 / 13 / 22 e-poll requested

2. General Information:

Event Name: 2022 Secretary's Tribal Advisory Committee (STAC) Meeting

Event Location: Albuquerque, New Mexico Attendee(s): Jennifer Webster

Departure Date: 9/5/2022 Attendee(s):

Return Date: 9/10/2022 Attendee(s):

3. Budget Information:

- Funds available in individual travel budget(s)
 Unbudgeted
 Grant Funded or Reimbursed

Cost Estimate: \$2,300 reimbursed by STAC
~~(flight, hotel, per diem)~~

4. Justification:

Describe the justification of this Travel Request:

Approve travel request - Councilwoman Jennifer Webster -2022 STAC Meeting- Albuquerque, New Mexico, September 5-10, 2022. Meeting to occur on Sept. 6-9, 2022.

This will be STAC's first in-person meeting since before the start of the COVID-19 Public Health Emergency in 2020. At the September STAC meeting, elections for STAC Chair and Vice-Chair will occur and the STAC meeting dates for 2023 will be determined.

The STAC's primary purpose is to seek consensus, exchange views, share information, provide advice and/or recommendations; or facilitate any other interaction related to intergovernmental responsibilities or administration of HHS programs, including those that arise explicitly or implicitly under statute, regulations, or Executive Order. This purpose will be accomplished through forums, meeting and conversations between federal officials and elected tribal leaders in their official capacity.

5. Submission

Sponsor: Jennifer Webster, Councilmember

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- 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

From: [Jennifer A. Webster](#)
To: [Kristal E. Hill](#)
Subject: FW: STAC Welcome & Update
Date: Friday, July 1, 2022 10:58:10 AM
Attachments: [STAC Charter. Final December 31.2020.pdf](#)
[STAC Rules of Order Updated 4.2.20.pdf](#)
[STAC Contact Form.pdf](#)
[Master.STAC Tribal Members. June 2022.pdf](#)

From: Delrow, Devin (HHS/IEA) <Devin.Delrow@hhs.gov>

Sent: Wednesday, June 22, 2022 6:05 PM

To: Alex Wesaw <alex.wesaw@pokagonband-nsn.gov>; Bernita In The Woods <blinthewoods@yahoo.com>; Anoatubby, Chris (OKCCHI) (IHS Contact) <chris.anoatubby@chickasaw.net>; Chuck Hoskin <chuck-hoskin@cherokee.org>; Daniel Preston <daniel.preston@tonation-nsn.gov>; Neptune, Elizabeth (IHS/NAS/PPP)

<Elizabeth.Neptune@ihs.gov>; Fawn Sharp <fsharp@quinault.org>; Nez, Jonathan (NAVAJO-NSN.GOV) <jonathannez@navajo-nsn.gov>; Josefina Cortez <josefinacortez@brb-nsn.gov>; lee.spoonhunter@northernarapaho.com; Ricardo Leonard <ricardo.leonard@srpmic-nsn.gov>; tilford.denver@bishoppaiute.org; Victoria Kitcheyan <tori.kitcheyan@winnebagotribe.com>; vjoseph@acsalaska.net; Allen, Ron Wm. (PAO) (IHS Contact) <rallen@jamestowntribe.org>; Raymond.Loretto.DVM@jemezueblo.org

Cc: Andy Joseph Scheduler <lgriggs@npaih.org>; Ann Sargent (Ron Allen) <asargent@jamestowntribe.org>; Ardell More (Ricardo Leonard) <Ardell.Moore@SRPMIC-nsn.gov>; Candice E. Skenandore <cskena10@oneidanation.org>; Christopher Bahe (Jonathan Nez) <cbahe@navajo-nsn.gov>; Dawnette Weaver (Chris Anoatubby) <dawnette.weaver@chickasaw.net>; Kim Teehee (Chuck Hoskin) <kim-teehee@cherokee.org>; Pierre Augare (Fawn Sharpe) <pierre.augare@quinault.org>; Teresa Littlegeorge (Victoria Kitcheyan) <teresa.littlegeorge@winnebagotribe.com>; Joseph, Andrew (IHS Contact) <Andy.Joseph@colvilletribes.com>; Charles Knife Chief <cknifechief@pawneenation.org>; Ilene Sylvester <Isylvester@scf.cc>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>; myronlizer@navajo-nsn.gov; David Simmons <desimmons@nicwa.org>; Elliott Miholin(Spoonhunter) <EMilhollin@hobbsstrauss.com>; Church, Jerilyn (GPTCHB.ORG) <jerilyn.church@gptchb.org>; Jill Jim <jilljim@navajo-nsn.gov>; Platero, Laura (NPAIHB.ORG) <lplatero@npaih.org>; Melissa Gower (Anoatubby) <melissa.gower@chickasaw.net>; Stephan Wyatt (Neptune) (swyatt@usetinc.org) <swyatt@usetinc.org>; Unok, Alberta (ANHB.ORG) <aunok@anhb.org>; Figueroa, Marvin (HHS/IEA) <Marvin.Figueroa@hhs.gov>; Delrow, Devin (HHS/IEA) <Devin.Delrow@hhs.gov>; Cortilet, Brittainy (HHS/IEA) <Brittainy.Cortilet@hhs.gov>; Sauve, Michelle (ACF) <Michelle.Sauve@acf.hhs.gov>; kevinK@oglala.org; tc2@wampanoagtribe-nsn.gov; jlamere@chippewa-cree.org; rrice@mescaleroapachetribe.com; chairman@wrpt.org; evelyn.juan-manuel@tonation-nsn.gov; Smith, William F. (AKA Contact) (IHS Contact) <lmeyak@valdezak.net>; Chairwoman@wampanoagtribe-nsn.gov; camerin-fite-james@cherokee.org; Ecoffey, Stacey

(HHS/IEA) <stacey.ecoffey@hhs.gov>; Tihtiyas (Dee) Sabattus <TSabattus@USETINC.ORG>

Subject: STAC Welcome & Update

Dear STAC,

We hope you are doing well! We wanted to give you an update on a few things, including welcoming our new STAC members and giving an update on where we are for the next STAC meeting coming up in September.

New STAC Members

Please join me in welcoming our new and returning STAC members, listed below! Attached is the most current list of all of our members. For our new members, attached you will find a copy of the STAC Charter and Rules of Order. As a reminder, all primary committee members must make a good faith effort to attend all meetings via teleconference or in person and may be accompanied by a technical advisor. Each committee member will have an alternate that has been selected for their specific Area and in the event that the primary committee member cannot attend a meeting, the alternate committee member will be notified. HHS can only provide funding for one committee member to travel.

ALASKA AREA PRIMARY DELGATE – Victor Joseph, Executive Director, Native Village of Tanana

ALASKA AREA ALTERNATE DELAGATE – Ilene Sylvester, Vice President, South Central Foundation

ALBUQUERQUE AREA PRIMARY DELEGATE – Raymond Loretto, Governor, Pueblo of Jemez

ALBUQUERQUE AREA ALTERNATE DELEGATE – Robert Rice, Councilman, Mescalero Apache Tribe

BILLINGS AREA PRIMARY DELEGATE – Lee Spoonhunter, Councilman, Northern Arapaho Tribe

BILLINGS AREA ALTERNATE DELEGATE – Jody LaMere, Committee Member, Chippewa Cree Tribe of Rocky Boy

GREAT PLAINS AREA PRIMARY DELEGATE – Bernita In The Woods, Council Representative, Cheyenne River Sioux Tribe

GREAT PLAINS AREA ALTERNATE DELEGATE – Kevin Killer, Chairman, Oglala Sioux Tribe

PHOENIX AREA PRIMARY DELEGATE – Ricardo Leonard, Vice-President, Salt River Pima Maricopa Indian Community

PHOENIX AREA ALTERNATE DELEGATE – Amber Torres, Chairwoman, Walker River Paiute

TUCSON AREA ALTERNATE DELEGATE – Evelyn Juan Manuel, Council Representative, Tohono O'odham Nation

NATIONAL AT-LARGE PRIMARY DELEGATE – Tilford Denver, Chairman, Bishop Paiute Tribe

NATIONAL AT-LARGE PRIMARY DELEGATE – Alex Wesaw, Councilman, Pokagon Band of Potawatomi Indians

NATIONAL AT-LARGE ALTERNATE DELEGATE – Cheryl Andrews-Maltais, Chairwoman, Wampanoag Tribe of Gay Head (Aquinnah)

NATIONAL AT-LARGE ALTERNATE DELEGATE – William Smith, Vice-President, Valdez Native Tribe

New and previous members, **please fill out the attached STAC Contact Form** to make sure we have the latest contact information for you and your schedulers to ensure you receive the latest information in a timely manner.

Next STAC Meeting

Our next STAC meeting is currently scheduled for **September 6-9, 2022** in Albuquerque, New Mexico. This will be our first in-person meeting of the STAC since before the start of the COVID-19 Public Health Emergency in 2020. We are excited to work with our new Albuquerque Area committee members to begin planning that meeting so more details to follow. However, please note that in addition to the 2-day STAC meeting, we will also be organizing some site visits for folks to attend as well. At the September STAC meeting we will also be holding elections for STAC Chair and Vice-Chair. We will also be setting the STAC meeting dates for 2023.

We look forward to seeing everyone soon! Please do not hesitate to reach out to us if you have any questions.

Respectfully,

Devin Delrow, JD

Associate Director for Tribal Affairs

Office of the Secretary | Intergovernmental and External Affairs

Department of Health and Human Services

202-868-0013 (cell)

Want to sign up for IEA Communications? [Click Here.](#)

DEPARTMENT OF HEALTH AND HUMAN SERVICES
Secretary's Tribal Advisory Committee
Tribal Members
June 2022

IHS AREA/HHS REGION	STATE(S) REPRESENTED	TERM EXPIRATION	PRIMARY Tribal Affiliation and Title	ALTERNATE Tribal Affiliation and Title	CONTACT INFORMATION
Alaska Area (Region 10-Seattle)	Alaska	2 Year Expires December 2023	Victor Joseph Native Village of Tanana <i>Executive Director</i>	Ilene Sylvester Ekwok Village Council <i>Southcentral Foundation Vice President</i>	Primary E-mail: vjosph@acsalaska.net Alternate E-mail: isylvester@scf.cc
Albuquerque Area (Region 6-Dallas) (Region 8-Denver)	Colorado, New Mexico,	2 Year Expires December 2023	Raymond Loretto Pueblo of Jemez <i>Governor</i>	Robert Rice Mescalero Apache Tribe <i>Councilman</i>	Primary E-mail: Raymond.Loretto.DVM@jemezpuueblo.org Alternate E-mail: rrice@mescaleroapachetribe.com
Bemidji Area (Region 5-Chicago)	Michigan, Minnesota, and Wisconsin	2 Year Expires December 2022	VACANT	Jennifer Webster Oneida Nation of Wisconsin <i>Councilwoman</i>	Primary E-mail: N/A Alternate E-mail: jwebste1@oneidanation.org
Billings Area (Region 8- Denver)	Montana and Wyoming	2 Year Expires December 2023	Lee Spoonhunter Northern Arapaho Tribe <i>Co-Chairman</i>	Jody LaMere Chippewa Cree Tribe of Rocky Boy <i>Business Committee Member</i>	Primary E-mail: Lee.Spoonhunter@northernarapaho.com Alternate E-mail: jlamere@chippewa-cree.org
California Area (Region 9- San Francisco)	California	2 Year Expires December 2022	Josefina Cortez Bear River Band of the Rohnerville Rancheria <i>Chairwoman</i>	VACANT	Primary E-mail: josefinacortez@brb-nsn.gov Alternate E-mail: N/A
Great Plains Area (Region 7-Kansas City) (Region 8-Denver)	Iowa, Nebraska, North Dakota, and South Dakota	2 Year Expires December 2023	Bernita In The Woods Cheyenne River Sioux Tribe <i>Council Representative</i>	Kevin Killer Oglala Sioux Tribe <i>Chairman</i>	Primary E-mail: blinthewoods@yahoo.com Alternate E-mail: kevinK@oglala.org
Nashville Area (Region 1- Boston) (Region 2- New York) (Region 4- Atlanta) (Region 6-Kansas City)	Alabama, Connecticut, Florida, Louisiana, Maine, Mississippi, New York, North Carolina, Rhode Island, and Massachusetts	2 Year Expires December 2022	Elizabeth Neptune Passamaquoddy Tribe <i>Tribal Council Representative</i>	Naomi Carney Wampanoag Tribe of Gay Head (Aquinnah) <i>Councilwoman</i>	Primary E-mail: Elizabeth.Neptune@ihs.gov Alternate E-mail: tc2@wampanoagtribe-nsn.gov

Navajo Area (Region 6- Dallas) (Region 8- Denver) (Region 9- San Francisco)	Arizona, New Mexico, Utah	2 Year Expires December 2022	Jonathan Nez Navajo Nation <i>President</i>	Myron Lizer Navajo Nation <i>Vice President</i>	Primary E-mail: jonmnez@yahoo.com Alternate E-mail: myronlizer@navajo-nsn.gov
Oklahoma City Area (Region 6- Dallas) (Region 7- Kansas City)	Oklahoma and Kansas	2 Year Expires December 2022	Charles Hoskin Cherokee Nation <i>Chief</i>	Charles Knife Chief Pawnee Nation <i>Business Council Member</i>	Primary E-mail: Charles.hoskin@sbcgl.obal.net Alternate E-mail: cknifechief@pawneenation.org
Phoenix Area (Region 8- Denver) (Region 9- San Francisco)	Arizona, Nevada, and Utah	2 Year Term Expires December 2023	Ricardo Leonard Salt River Pima Maricopa Indian Community <i>Vice President</i>	Amber Torres Walker River Paiute <i>Chairwoman</i>	Primary E-mail: ricardo.leonard@srpmi-c-nsn.gov Alternate E-mail: chairman@wrpt.org
Portland Area (Region 10- Seattle)	Oregon, Washington, and Idaho	2 Year Term Expires December 2022	W. Ron Allen Jamestown S'Klallam Tribe <i>Chairman</i>	Andy Joseph Jr. Confederated Tribes of the Colville Reservation <i>Chairman</i>	Primary E-mail: rallen@jamestowntribe.org Alternate E-mail: andy.joseph@colvilletribes.com
Tucson Area (Region 9- San Francisco)	Arizona	2 Year Term Expires December 2022	Daniel L.A. Preston, III Tohono O'odham Nation <i>Legislative Council Representative</i>	Evelyn Juan Manuel Tohono O'odham Nation <i>Legislative Council Representative</i>	Primary E-mail: daniel.preston@tonation-nsn.gov Alternate E-mail: evelyn.juan-manuel@tonation-nsn.gov

National At Large Members
Five (5) Primarys with two (2) Alternates

STATE REPRESENTED	TERM EXPIRATION	PRIMARY	CONTACT INFORMATION
Washington	2 Year Term Expires December 2022	Fawn Sharp Quinault Indian Nation <i>Vice-President</i>	Primary E-mail: fsharp@quinault.org
California	2 Year Term Expires December 2023	Tilford Denver Bishop Paiute Tribe <i>Chairman</i>	Primary E-mail: tilford.denver@bishoppaiute.org
Oklahoma	2 Year Term Expires December 2022	Chris Anoatubby Chickasaw Nation <i>Lieutenant Governor</i>	Primary E-mail: chris.anoatubby@chickasaw.net

Nebraska	2 Year Term Expires December 2022	Victoria Kitcheyan Winnebago Tribe of Nebraska <i>Chairwoman</i>	Primary E-mail: tori.kitcheyan@winnebago-tribe.com
Michigan and Indiana	2 Year Term Expires December 2023	W. Alex Wesaw Pokagon Band of Potawatomi Indians <i>Councilman</i>	Primary E-mail: Alex.Wesaw@PokagonBand-nsn.gov
Alternates for At-Large Membership			
Alaska	2 Year Term December 2023	William Smith Valdez Native Tribe <i>Vice President</i>	Alternate E-mail: Imeyak@valdezak.net
Massachusetts	2 Year Term December 2023	Cheryl Andrews-Maltais Wampanoag Tribe of Gay Head (Aquinnah) <i>Chairwoman</i>	Alternate E-mail: Chairwoman@wampanoagtribe-nsn.gov

**U.S. DEPARTMENT OF HEALTH AND HUMAN SERVICES
Secretary's Tribal Advisory Committee
CHARTER**

Background

The United States has a unique legal and political relationship with Indian tribal governments, established through and confirmed by the Constitution of the United States, treaties, statutes, executive orders, and judicial decisions. In recognition of that special relationship, pursuant to Executive Order 13175 of November 6, 2000, executive departments and agencies are charged with engaging in regular and meaningful consultation and collaboration with tribal officials in the development of federal policies that have tribal implications, and are responsible for strengthening the government-to-government relationship between the United States and Indian tribes.

The Department of Health and Human Services (HHS) has taken its responsibility to comply with Executive Order 13175 very seriously over the past decade, and on February 4, 2010, in compliance with President Obama's Memorandum for the Heads of Executive Departments and Agencies, signed on November 5, 2009, HHS proposed a set of initial activities to step up the Department's efforts to improve services, outreach, and consultation efforts. The establishment of the Secretary's Tribal Advisory Committee (STAC), one key piece of this plan, will bring the work of HHS's reform and improvement efforts to a new level.

Purpose and Function

The STAC signals a new level of attention to government-to-government relationship between HHS and Indian tribal governments.

The STAC's primary purpose is to seek consensus, exchange views, share information, provide advice and/or recommendations; or facilitate any other interaction related to intergovernmental responsibilities or administration of HHS programs, including those that arise explicitly or implicitly under statute, regulation or Executive Order. This purpose will be accomplished through forums, meetings and conversations between federal officials and elected tribal leaders in their official capacity (or their designated employees or national associations with authority to act on their behalf).

The purview of the STAC covers but is not limited to the following core functions:

1. Identify evolving issues and barriers to access, coverage and delivery of services to American Indians (AI)/Alaska Natives (AN), related to HHS programs;
2. Propose clarifications and other recommendations and solutions to address issues raised at tribal, regional and national levels;
3. Serve as a forum for tribes and HHS to discuss these issues and proposals for changes to HHS regulations, policies and procedures;
4. Identify priorities and provide advice on appropriate strategies for Tribal Consultation on issues at the tribal, regional and/or national levels;
5. Ensure that pertinent issues are brought to the attention of Indian tribes in a timely manner, so that timely tribal feedback can be obtained;
6. Coordinate with HHS Regional Offices' and Operating Divisions on Tribal Consultation initiatives.

Committee Composition

The STAC will be comprised of seventeen positions to be filled by voluntary representatives: one delegate (and one alternate) from each of the twelve Indian Health Service (IHS) areas and one delegate (and one alternate) for five National At-Large Tribal Member (NALM) positions.

HHS understands and supports the role of national tribal organizations and the work they do on behalf of tribal governments. There are many national tribal organizations that are not physically based in Washington, DC, and, therefore, are often left out of DC-based advisory opportunities. In order to rectify this long-standing challenge, in accordance with the Federal Advisory Committee Act (FACA) exemption of the Unfunded Mandates Reform Act (UMRA), HHS has incorporated the “National At Large Member (NALM)” positions as members of the STAC, to provide specific representation for the regional and national concerns of tribal governments. As described below under Selection Process, all NALM members must either be elected Tribal officials, acting in their official capacity as elected officials of their tribe, or be designated by an elected tribal official, in that official's elected capacity, with authority to act on behalf of the tribal official.

The Secretary sent a letter to tribal leaders requesting nominations for STAC delegate and alternate from tribes located in each of the twelve Indian Health Service (IHS) Areas for the Area positions and as well as nominations for five NALM delegate and alternate positions.

Primary committee members must make a good faith effort to attend all meetings via teleconference or in person and may be accompanied by a technical advisor as outlined below. Each committee member will have an alternate that has been selected for their specific area and in the event that the primary committee member cannot attend a meeting the alternate workgroup member will be notified. Such alternate shall have the full rights as designated in the letter by the delegate.

Selection Process

The names of each STAC delegate and alternate from each of the twelve Area Offices of the IHS are to be submitted to the Office of Intergovernmental and External Affairs (IEA) in an official letter from the tribe. The Chief of Staff and the Director of IEA will be responsible for selecting and finalizing the body of members.

Area Representatives.

Area Representatives should be an elected official or designated representative that is qualified to represent the views of the Indian tribes in the respective area for which they are being nominated. Nominations will be considered for selection in the priority order listed below. In the event that there is more than one nomination in the priority list, individuals whom had a letter of support from regional tribal organizations will be taken into consideration when selecting the primary and alternate delegates.

1. Tribal President/Chairperson/Governor
2. Tribal Vice-President/Vice-Chairperson/Lt. Governor
3. Elected or Appointed Tribal Official
4. Designated Tribal Official

National At Large Members

In order to achieve the broadest coverage of HHS-related national perspectives and views, the STAC will include five positions for NALMs. A NALM should be an elected official or designated representative that is qualified to represent the views of tribes on a national, collective perspective, including but not limited to such views of groups like National Congress of American Indians, National Indian Health Board, Tribal Self-Governance Advisory Committee, Direct Service Tribes Advisory Committee, National Indian Child Welfare Association, National Indian Head Start Director's Association and the National Tribal Environmental Council.

Nominations will be considered for selection in the priority order listed below. In the event that there is more than one nomination in the priority list, individuals whom had a letter of

support from tribal organizations will be taken into consideration when selecting the primary and alternate delegates.

1. Tribal President/Chairperson/Governor
2. Tribal Vice-President/Vice-Chairperson/Lt. Governor
3. Elected or Appointed Tribal Official
4. Designated Tribal Official

Period of Service:

Terms for the STAC will be two calendar years. Terms will be staggered. A member may serve successive, consecutive terms if nominated again when their term expires.

Vacancy: When a vacancy occurs, IEA will notify Indian tribes in the respective area and ask them to nominate a replacement.

Removal: STAC members (either delegate or alternate) are expected to make a good faith effort to participate in all meetings and telephone conference calls. If a STAC delegate does not participate in a meeting, in-person or by telephone, on three successive occasions, (or an STAC alternate does not participate in a meeting, in-person or by telephone, for which he/she has agreed in advance to participate in place of the delegate) on three successive occasions, IEA will notify Indian tribes in the respective area and ask them to nominate a replacement.

Interim Representative: When there is a vacancy in a delegate position (due to removal or for other reasons) for which an alternate is currently serving, IEA will notify the alternate and request that the alternate perform the duties of the delegate. The criteria and process for selecting a replacement following a vacancy or removal will follow the Selection Process described above. A replacement delegate or alternate will serve the remainder of the unexpired term of the original member and if nominated again may serve successive, consecutive terms.

A copy of this notification and any response from the alternate to this request will be forwarded to the respective Area tribes and a notice will be given to all tribes for a NALM for nominations of a replacement.

Meetings:

Depending upon availability of funds, it is anticipated the STAC will convene up to three face-to-face meetings on a fiscal year basis, with one of the meetings to be held in Indian Country. Conference calls will be held as needed.

STAC meetings serve the Purposes and Functions described above and in § 204(b)(2) of UMRA for STAC tribal delegates and alternates and designated HHS officials to exchange views, information, and advice. Under certain circumstances, the delegate, alternate, or both for an Area or NALM position may participate in a meeting or conference call, in-person or by telephone. When the delegate is the elected officer of a tribal government, and the alternate is a designated employee or national association with authority to act on behalf of the elected officer, and they are present for the same meeting or call, the delegate may designate, in writing, the alternate to participate on the delegate's behalf at the meeting or call, and the delegate will yield his or her participation to the alternate until the delegate wishes to resume participation at the meeting or call. When the delegate and alternate are both elected tribal government officers or have both been designated by an elected officer of a tribal government to act on behalf of the officer, they may both participate in the same

meeting or call. In the instance that both the primary and alternate attend the meeting, HHS will only provide funding for the primary representative.

If both the primary and the alternate for a particular Area or NALM position are participating in the same meeting or call, only one will be counted for a quorum and voting purposes. The primary and alternate may agree which of them will express a view for consensus or vote on particular issues. If they do not agree, then the delegate's view or vote will be counted.

IEA will provide appropriate advance notice to STAC delegates and alternates of in-person meetings and conference calls.

A quorum consisting of a majority of the total number of Area and NALM positions (9 of 17, if all such positions are filled by a delegate or alternate, present in-person and by telephone, will be necessary for formal decisions and actions by the STAC (informational sessions may occur in the absence of a quorum). To the extent possible, such STAC decisions and actions will be taken by a consensus of Tribal Area and NALM members. To resolve differences where consensus cannot be reached, a vote may be taken by simple majority of the positions represented, in-person and by telephone (a quorum being present) or the Chair or Co-Chair may authorize a subsequent polling of the positions.

The meetings will be limited to only official representatives of the committee. Tribal delegates will be allowed to bring one technical advisor to the meeting to assist them with their duties and responsibilities as a member of the STAC. The advisor's role is limited to assisting the member, and the advisor cannot participate in the meetings of the STAC, unless the advisor has been designated by the elected Tribal official to act on behalf of the official at the meeting.

HHS has four Tribal Advisory Committees (TAC) which are established at the HHS Division level and currently exist at the Centers for Disease Control and Prevention; Centers for Medicare and Medicaid Services; Substance Abuse and Mental Health Service Administration; and the National Institutes of Health. Each TAC will be required to provide an official update to the STAC on an annual basis. Each TAC will receive an official invitation to present to the STAC. At which time they will have one representative present to the STAC.

HHS representatives determined by the Secretary or his/her designee will be expected to attend all meetings of the STAC. In the event that the designated HHS representatives are not able to attend the meeting, the next highest ranking official will be designated to attend in their absence. The HHS representative will be allowed to bring one technical advisor to the meeting to assist them with their duties and responsibilities as an advisor to the STAC. The advisor must be either a full-time or permanent part-time officer or employee of the federal government.

HHS anticipates that appropriate representatives from the following HHS components will be actively involved, regularly attend STAC meetings, and otherwise provide necessary assistance to the STAC in fulfilling its mission.

1. Chief of Staff
2. Director, Office of Intergovernmental Affairs
3. Assistant Secretary, Administration for Children and Families
4. Assistant Secretary, Administration on Aging
5. Assistant Secretary Health, Office of Public Health and Science
6. Director, Centers for Disease Control and Prevention
7. Administrator, Centers for Medicaid and Medicare Services

8. Administrator, Health Resource Service Administration
9. Director, Indian Health Service
10. Director, National Institutes of Health
11. Administrator, Substance Abuse Mental Health Services Administration

Due to the complexity of programs and services, HHS will work to ensure that subject matter technical experts are available when needed. As mentioned above the meetings will be limited to the official representatives and HHS will utilize the Interdepartmental Council on Native American Affairs (ICNAA) as a vehicle to report activities of the STAC and coordinate agenda's, activities and follow-up items of the STAC.

HHS Support: The Office of Intergovernmental and External Affairs will have the primary responsibility to coordinate and staff the STAC.



Alex M. Azar II
Secretary

Date DEC 31 2020

Enter the e-poll results into the record regarding the approved travel for Chairman Tehassi Hill to attend...

Business Committee Agenda Request

1. **Meeting Date Requested:** 07/13/22

2. **General Information:**

Session: Open Executive – must qualify under §107.4-1.
Justification: *Choose reason for Executive.*

3. **Supporting Documents:**

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. **Budget Information:**

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. **Submission:**

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

From: [Secretary](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [David P. Jordan](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#); [BC Agenda Requests](#)
Subject: E-POLL RESULTS #3: Approve the travel request - Chairman Tehassi Hill - Midwest Alliance of Sovereign Tribes Summer meeting - New Buffalo, MI - August 9-11, 2022
Date: Thursday, June 23, 2022 4:38:25 PM
Attachments: [BCAR Approve the travel request - Chairman Tehassi Hill - MAST Summer meeting - New Buffalo, MI - August 9-11, 2022.pdf](#)
[KM comment beyond vote.pdf](#)

E-POLL RESULTS

The e-poll to approve the travel request for Chairman Tehassi Hill to attend the MAST Summer meeting in New Buffalo, MI – August 9-11, 2022, **has carried**. Below are the results:

Support: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Kirby Metoxen, Brandon Stevens, Marie Summers, Jennifer Webster

Per section 5.2.c. of the OBC SOP “[Conducting Electronic Voting \(E-polls\)](#)”, attached are copies of any comment made by an OBC member beyond a vote.

Aliskwet Ellis
Information Management Specialist
Government Administrative Office
O: 920.869.4408 • E: cellis1@oneidanation.org
P.O. Box 365 • Oneida, WI • 54155



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

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From: Secretary <TribalSecretary@oneidanation.org>
Sent: Wednesday, June 22, 2022 10:52 AM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <liggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A. Webster <JWEBSTE1@oneidanation.org>
Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>
Subject: E-POLL REQUEST #3: Approve the travel request - Chairman Tehassi Hill - Midwest Alliance of Sovereign Tribes Summer meeting - New Buffalo, MI - August 9-11, 2022
Importance: High

E-POLL REQUEST

-

Summary:

Midwest Alliance of Sovereign Tribes (MAST) will be holding their Summer meeting in New Buffalo, MI and as Vice President of the Executive Board, Chairman Hill is requesting to attend.

Justification for E-Poll:

The next Business Committee meeting will not take place until July 13, 2022 and registration and travel arrangements need to be taken care of as soon as possible.

-

Requested Action:

Approve the travel request for Chairman Tehassi Hill to attend the MAST Summer meeting in New Buffalo, MI – August 9-11, 2022.

-

Deadline for response:

Responses are due no later than 4:30 p.m., Thursday, June 23, 2022.

-

Voting:

1. Use the voting button above, if available; OR
2. Reply with “Support” or “Oppose”.

Aliskwet Ellis

Information Management Specialist

Government Administrative Office

O: 920.869.4408 • E: cellis1@oneidanation.org

P.O. Box 365 • Oneida, WI • 54155



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

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From: [Kirby W. Metoxen](#)
To: [Jennifer A. Webster](#); [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [David P. Jordan](#); [Ethel M. Summers](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#)
Subject: Re: E-POLL REQUEST #3: Approve the travel request - Chairman Tehassi Hill - Midwest Alliance of Sovereign Tribes Summer meeting - New Buffalo, MI - August 9-11, 2022
Date: Wednesday, June 22, 2022 2:12:54 PM

I approve but would like to attend too.

Get [Outlook for Android](#)

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Approve the travel request for Chairman Tehassi Hill to attend the Midwest Alliance of Sovereign Tribes Summer Meeting, New Buffalo, MI, August 9-11, 2022

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|--|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input checked="" type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

7. Budget Information:

- | | |
|--|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input checked="" type="checkbox"/> Other: Travel Budget | |

8. Submission:

Authorized Sponsor: Tehassi Hill, Chairman

Primary Requestor: Danelle Wilson, Executive Assistant

MAST SUMMER 2022 - MEETING AGENDA

August 10TH -11TH, 2022
 Four Winds Casino Resort
 11111 Wilson Road
 New Buffalo, MI 49117
 1-866-494-6371 Hotel Number

Wednesday August 10th, 2022**MAST GENERAL ASSEMBLY – Ballroom**

Coffee for the day – Sponsored by –
 Room for the day Sponsored by –

10:00 am Registration Opens- Silver Creek B– Meeting Room Foyer

11:30 am Call to order – Secretary Shannon Holsey Silver Creek B– Meeting Room

Opening Prayer:

Opening Remarks: Chairman Rebecca Richards

Roll Call – Secretary – President Shannon Holsey

Executive Boards Comments – President Vacant

Vice President Vacant

Treasurer – Chief Executive Melanie Benjamin

Introductions of all guests and attendee's-pass the mic's

Issues & Speakers:

Tribal Leaders Roundtable Discussion –

Noon Luncheon –Silver Creek A ballroom - Sponsored by: Pokagon Band of Potawatomi MI & IN

1:00 pm

1:30 pm

1:45 pm Break Sponsored by: RSM US LLP www.rsmus.com-

2:00 pm

2:30 pm

3:15 pm Break – Sponsored by

3:30 pm

4:15 pm

5:00 pm

6:00 pm Tribal Leaders Meet & Greet Dinner Room-

Sponsored by: Mutual of America Financial Group Tyler Anderson-Brian Sharrow

Tyler.Anderson@mutualofamerica.com

7:00 pm

MIDWEST ALLIANCE OF SOVEREIGN TRIBES

P.O. Box 265
Gresham, WI 54128-0265
Ph: 715-787-4494



MAST SUMMER MEETING 2022 August 10TH - 11TH, 2022 HOSTED BY Poke'gnek Bode'wadmik Four Winds Casino Resort 11111 Wilson Road, New Buffalo, MI Hotel Room Reservations \$96.00 per night 1-866-494-6371 MAST Room Block

Registration form

Name: _____ Title: _____

Tribe/Organization: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____

Fee

The cost of the registration will be \$200.00 per person.

Please get your registration in early so we can plan accordingly, thank you.

Method of Payment: () Check enclosed () Cash in Hand

Please make checks payable to: MAST

Return registration form and payment to: MAST -
P.O. Box 265
Gresham, WI 54128

Nearby Airports:

- South Bend International 30 minutes
- Chicago Midway 75 minutes
- Chicago O'Hare 90 minutes
- Lake Express High Speed Ferry Milwaukee, WI

Thursday-August 11th, 2022

Coffee for the day sponsored by:

Room for the day sponsored by:

7:00 am /8:30 am Silver Creek Ballroom A Breakfast-Sponsored by:

8:00 am Resolution Presentation's & Approval's,

8:30 am

9:00 am

9:30 am

9:40 am Break sponsored by:

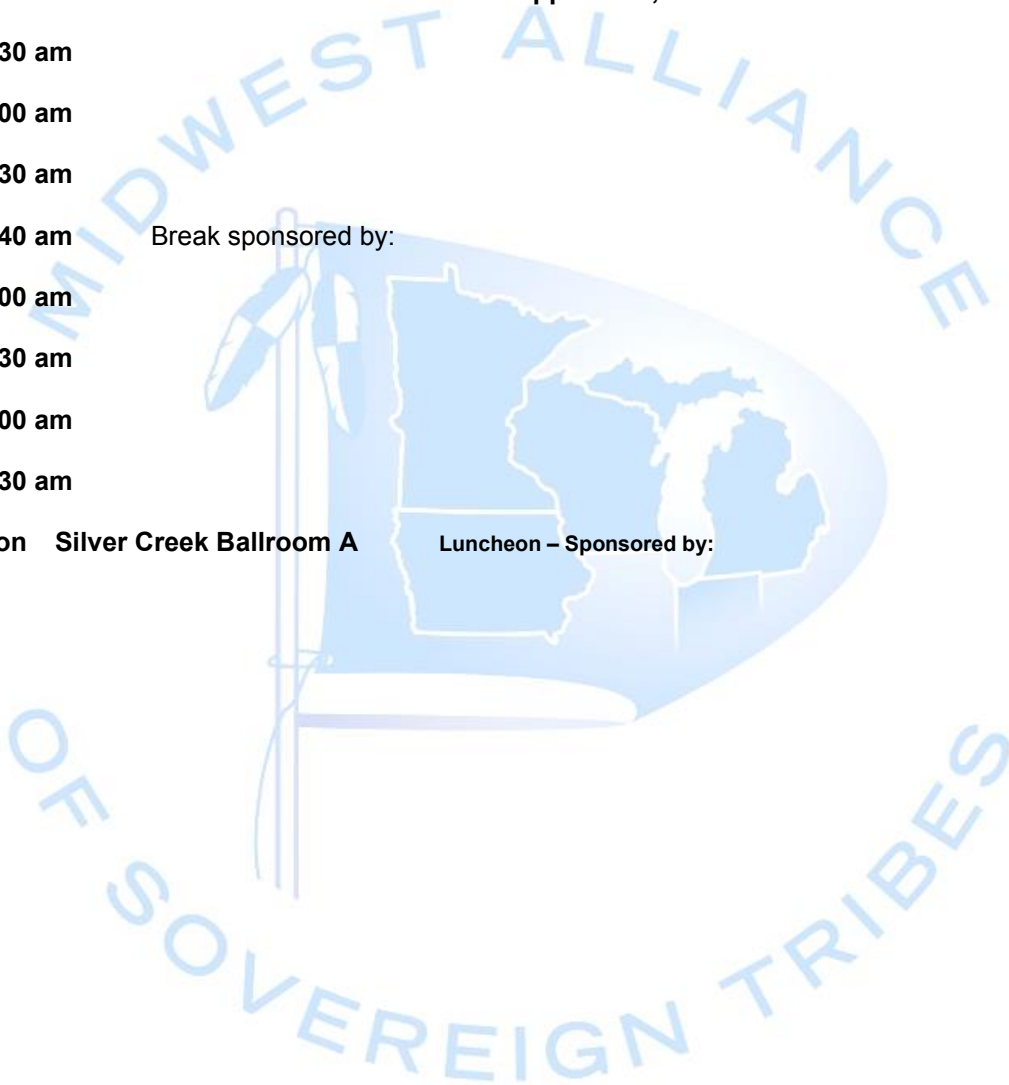
10:00 am

10:30 am

11:00 am

11:30 am

Noon Silver Creek Ballroom A Luncheon – Sponsored by:



Enter the e-poll results into the record regarding the approved travel for Councilman Kirby Metoxen to...

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.

Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input checked="" type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: _____

Additional Requestor: (Name, Title/Entity)

Additional Requestor: (Name, Title/Entity)

Submitted By: CELLIS1

From: [Secretary](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [David P. Jordan](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#); [BC Agenda Requests](#)
Subject: E-POLL RESULTS #4: Approve the travel request - Councilman Kirby Metoxen - Midwest Alliance of Sovereign Tribes Summer meeting - New Buffalo, MI - August 9-12, 2022
Date: Tuesday, June 28, 2022 8:08:06 AM
Attachments: [BCAR Approve the travel request - Councilman Kirby Metoxen - MAST Summer meeting - New Buffalo, MI - August 9-12, 2022.pdf](#)
[DJ comment beyond vote.pdf](#)
[HANDOUT Approve the travel request - Councilman Kirby Metoxen - MAST Summer meeting - New Buffalo MI - August 9-12 2022.pdf](#)

E-POLL RESULTS

The e-poll to approve the travel request for Councilman Kirby Metoxen to attend the Midwest Alliance of Sovereign Tribes Summer meeting in New Buffalo, MI - August 9-12, 2022, **has carried**. Below are the results:

Support: Tina Danforth, Daniel Guzman King, David P. Jordan, Lisa Liggins, Brandon Stevens, Marie Summers, Jennifer Webster

Per section 5.2.c. of the OBC SOP "[Conducting Electronic Voting \(E-polls\)](#)", attached are copies of any comment made by an OBC member beyond a vote.

The corrected travel request form will be included as back-up documentation in the July 13, 2022, regular BC meeting packet, it is attached.

Aliskwet Ellis
Information Management Specialist
Government Administrative Office
O: 920.869.4408 • E: cellis1@oneidanation.org
P.O. Box 365 • Oneida, WI • 54155



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From: Secretary <TribalSecretary@oneidanation.org>
Sent: Friday, June 24, 2022 8:06 AM
To: Secretary <TribalSecretary@oneidanation.org>; Tehassi Tasi Hill <thill7@oneidanation.org>; Brandon L. Yellowbird-Stevens <bstevens@oneidanation.org>; Cristina S. Danforth <cdanfor4@oneidanation.org>; Lisa A. Liggins <liggins@oneidanation.org>; Daniel P. Guzman <dguzman@oneidanation.org>; David P. Jordan <djordan1@oneidanation.org>; Kirby W. Metoxen <KMETOX@oneidanation.org>; Ethel M. Summers <esummer1@oneidanation.org>; Jennifer A.

Webster <JWEBSTE1@oneidanation.org>

Cc: Danelle A. Wilson <dwilson1@oneidanation.org>; Rhiannon R. Metoxen <rmetoxe2@oneidanation.org>; Kristal E. Hill <khill@oneidanation.org>

Subject: E-POLL REQUEST #4: Approve the travel request - Councilman Kirby Metoxen - Midwest Alliance of Sovereign Tribes Summer meeting - New Buffalo, MI - August 9-12, 2022

E-POLL REQUEST

-

Summary:

Midwest Alliance of Sovereign Tribes (MAST) will be holding their Summer meeting in New Buffalo, MI August 10-11, 2022.

Justification for E-Poll:

The next Business Committee meeting will not take place until July 13, 2022 and Councilman Metoxen would like to make travel arrangements as soon as possible.

-

Requested Action:

Approve the travel request for Councilman Kirby Metoxen to attend the MAST Summer meeting in New Buffalo, MI – August 9-12, 2022.

-

Deadline for response:

Responses are due no later than 4:30 p.m., Monday, June 27, 2022.

-

Voting:

1. Use the voting button above, if available; OR
2. Reply with “Support” or “Oppose”.

Aliskwet Ellis

Information Management Specialist

Government Administrative Office

O: 920.869.4408 • E: cellis1@oneidanation.org

P.O. Box 365 • Oneida, WI • 54155



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From: [David P. Jordan](#)
To: [Secretary](#); [Tehassi Tasi Hill](#); [Brandon L. Yellowbird-Stevens](#); [Cristina S. Danforth](#); [Lisa A. Liggins](#); [Daniel P. Guzman](#); [Kirby W. Metoxen](#); [Ethel M. Summers](#); [Jennifer A. Webster](#); [David P. Jordan](#)
Cc: [Danelle A. Wilson](#); [Rhiannon R. Metoxen](#); [Kristal E. Hill](#)
Subject: RE: E-POLL REQUEST #4: Approve the travel request - Councilman Kirby Metoxen - Midwest Alliance of Sovereign Tribes Summer meeting - New Buffalo, MI - August 9-12, 2022
Date: Friday, June 24, 2022 9:07:26 AM

Approve- with 1 change

the header on the Travel Request it states "2022 Wisconsin Governor's Conference on Tourism" It should read "Midwest Alliance of Sovereign Tribes (MAST) Summer Meeting-New Buffalo, MI"

Business Committee Agenda Request

1. Meeting Date Requested: 7/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR Enter the requested motion related to this item.

Approve travel request - Councilman Kirby Metoxen - Midwest Alliance of Sovereign Tribes (MAST)
Summer Meeting- New Buffalo, MI - August 09-12, 2022

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: OBC

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: MAST Save the date, agenda | | |

7. Budget Information:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: | |

8. Submission:

Authorized Sponsor: Kirby Metoxen, Councilman

Primary Requestor:

Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 7 / 13 / 22 e-poll requested

2. General Information:

Event Name: 2022 Wisconsin Governor's Conference on Tourism

Event Location: Madison, WI Attendee(s): Kirby Metoxen

Departure Date: 08/09/2022 Attendee(s):

Return Date: 08/12/2022 Attendee(s):

3. Budget Information:

- Funds available in individual travel budget(s)
- Unbudgeted
- Grant Funded or Reimbursed

Cost Estimate: \$1,600 (hotel, mileage, per diem. reg.)

4. Justification:

Describe the justification of this Travel Request:

Approve travel request - Councilman Kirby Metoxen - Midwest Alliance of Sovereign Tribes (MAST) Summer Meeting- New Buffalo, MI - August 09-12, 2022 (conference date August 10-11)

MAST's mission is to "advance, protect, preserve, and enhance the mutual interests, treaty rights, sovereignty, and cultural way of life of the sovereign nations of the Midwest throughout the 21st century." The organization coordinates important public policy issues and initiatives at the state, regional and federal levels, promotes unity and cooperation among member tribes and advocates for member tribes.

Justification for E-Poll:
The next Business Committee meeting will not take place until July 13, 2022 and registration and travel arrangements need to be taken care of as soon as possible.

5. Submission

Sponsor: Kirby Metoxen, Councilmember

- 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

MIDWEST ALLIANCE OF SOVEREIGN TRIBES

P.O. Box 265
Gresham, WI 54128-0265
Ph: 715-787-4494



MAST SUMMER MEETING 2022
August 10TH - 11TH, 2022
HOSTED BY Poke'gnek Bode'wadmik
Four Winds Casino Resort
11111 Wilson Road, New Buffalo, MI

SAVE THE DATE: Hotel info to follow

Registration form

Name: _____ Title: _____

Tribe/Organization: _____

Address: _____

City: _____ State: _____ Zip: _____

Telephone: _____ Fax: _____

Fee

The cost of the registration will be \$200.00 per person.

Please get your registration in early so we can plan accordingly, thank you.

Method of Payment: () Check enclosed () Cash in Hand

Please make checks payable to: MAST

Return registration form and payment to: **MAST -
P.O. Box 265
Gresham, WI 54128**

MAST SUMMER 2022 - MEETING AGENDA

August 10TH -11TH, 2022
 Four Winds Casino Resort
 11111 Wilson Road
 New Buffalo, MI 49117
 1-866-494-6371 Hotel Number

Wednesday August 10th, 2022**MAST GENERAL ASSEMBLY – Ballroom**

Coffee for the day – Sponsored by –
 Room for the day Sponsored by –

10:00 am Registration Opens- Silver Creek B– Meeting Room Foyer

11:30 am Call to order – Secretary Shannon Holsey Silver Creek B– Meeting Room

Opening Prayer:

Opening Remarks: Chairman Rebecca Richards

Roll Call – Secretary – President Shannon Holsey

Executive Boards Comments – President Vacant

Vice President Vacant

Treasurer – Chief Executive Melanie Benjamin

Introductions of all guests and attendee's-pass the mic's

Issues & Speakers:

Tribal Leaders Roundtable Discussion –

Noon Luncheon –Silver Creek A ballroom - Sponsored by: Pokagon Band of Potawatomi MI & IN

1:00 pm

1:30 pm

1:45 pm Break Sponsored by: RSM US LLP www.rsmus.com-

2:00 pm

2:30 pm

3:15 pm Break – Sponsored by

3:30 pm

4:15 pm

5:00 pm

6:00 pm Tribal Leaders Meet & Greet Dinner Room-

Sponsored by: Mutual of America Financial Group Tyler Anderson-Brian Sharrow

Tyler.Anderson@mutualofamerica.com

7:00 pm

Thursday-August 11th, 2022

Coffee for the day sponsored by:
Room for the day sponsored by:

7:00 am /8:30 am Silver Creek Ballroom A Breakfast-Sponsored by:

8:00 am Resolution Presentation's & Approval's,

8:30 am

9:00 am

9:30 am

9:40 am Break sponsored by:

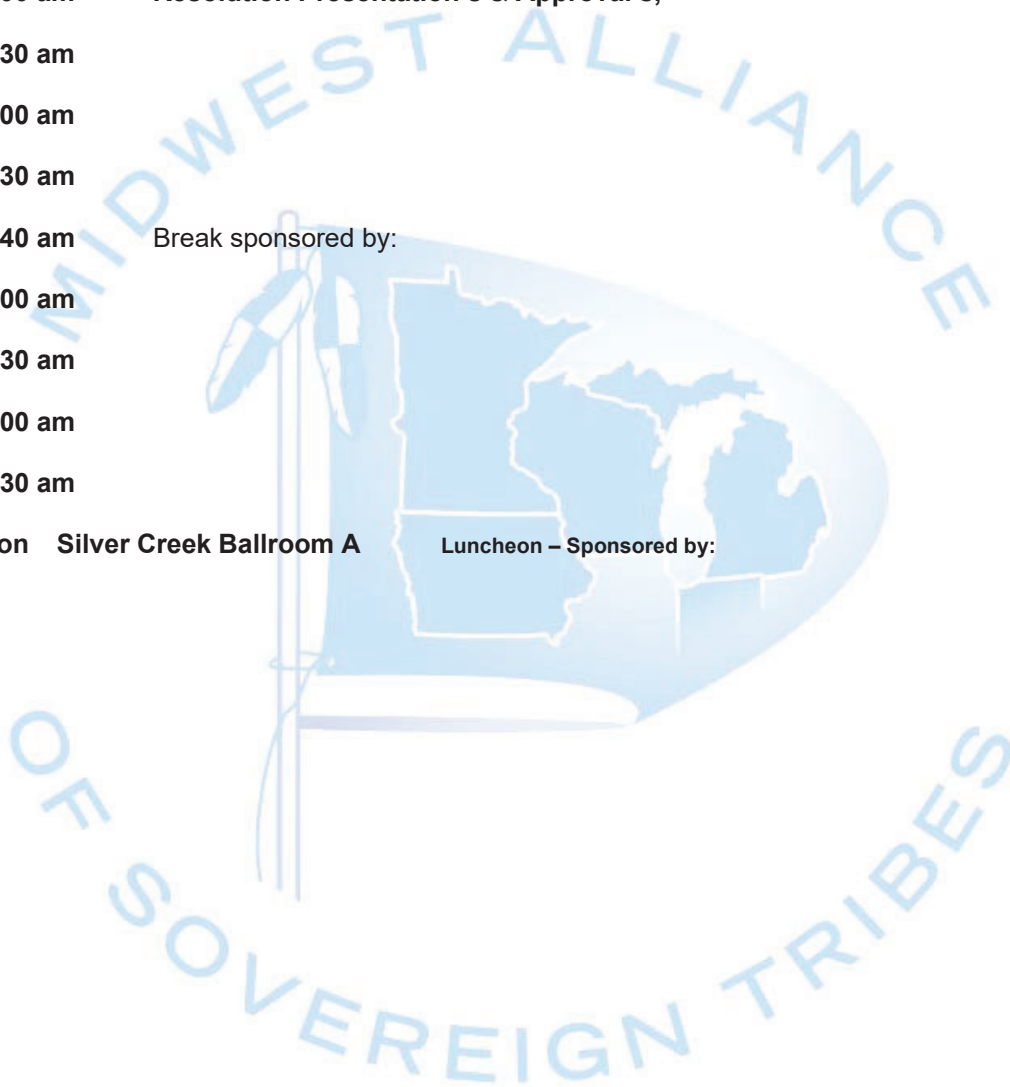
10:00 am

10:30 am

11:00 am

11:30 am

Noon Silver Creek Ballroom A Luncheon – Sponsored by:



Oneida Business Committee Travel Request

1. OBC Meeting Date Requested: 7 / 13 / 22

e-poll requested

2. General Information:

Event Name: Midwest Alliance of Sovereign Tribes (MAST) Summer meeting

Event Location: New Buffalo, MI

Attendee(s): Kirby Metoxen

Departure Date: 08/09/2022

Attendee(s):

Return Date: 08/12/2022

Attendee(s):

3. Budget Information:

Funds available in individual travel budget(s)

Unbudgeted

Grant Funded or Reimbursed

Cost Estimate: \$1,600 (hotel, mileage, per diem. reg.)

4. Justification:

Describe the justification of this Travel Request:

Approve travel request - Councilman Kirby Metoxen - Midwest Alliance of Sovereign Tribes (MAST) Summer Meeting- New Buffalo, MI - August 09-12, 2022 (conference date August 10-11)

MAST's mission is to "advance, protect, preserve, and enhance the mutual interests, treaty rights, sovereignty, and cultural way of life of the sovereign nations of the Midwest throughout the 21st century." The organization coordinates important public policy issues and initiatives at the state, regional and federal levels, promotes unity and cooperation among member tribes and advocates for member tribes.

Justification for E-Poll:
The next Business Committee meeting will not take place until July 13, 2022 and registration and travel arrangements need to be taken care of as soon as possible.

5. Submission

Sponsor: Kirby Metoxen, Councilmember

- 1) Save a copy of this form for your records. Save a Copy...
- 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

Review the Sportsbook Rules of Play and determine next steps

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Enter the requested motion related to this item.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: House Rules-Sports Book | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Mark Powless, OGC - Chairman

Primary Requestor: Ivory Kelly, OGC - Regulatory Compliance Manager

Oneida Business Committee Agenda Request

Cover Memo:

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

Gaming Management requested revisions to House Rules Sportsbook:

June 30, 2022 the Oneida Gaming Commission accepted the proposed revisions.

The OGC has prepared this document to set forth the Nation's tribal minimum internal controls that will guide gaming operations and assist internal audit to ensure and maintain the integrity and security of gaming operations.

Action Requested: Accept the revisions to House Rules Sportsbook with no requested revisions.

Please Note (OBC ACTION OPTIONS)

Per the Chief Counsel memo dated February 27, 2018, regarding appropriate OBC action for Rules of Play Revisions, the motion for this request would be as follows:

"Accept the notice of the House Rules approved by the OGC on June 30, 2022, and...

- (a) Directs notice to the Gaming Commission there are no requested revisions under Section 501.6-14(d);
- (b) Directs notice to the Gaming Commission that the Oneida Business Committee will be recommending amendments to the House Rules Sportsbook in accordance with sections 510.6-14(d)(3)(C); or
- (c) Directs notice to the Gaming Commission that the Oneida Business Committee repeals the House Rules Sportsbook in accordance with section 501.6-14(d)(3)(A) and subsections (i).

From: [Ashley M. Blaker](#)
To: [Kateri N. Wheelock](#); [Derrick R. King](#); [Fawne M. Rasmussen](#); [Jessalyn M. Harvath](#); [Ryan J. Northway](#)
Cc: [Ivory S. Kelly](#); [Shoshana P. King](#); [Tracy J. Metoxen](#); [Michelle M. Braaten](#); [Ashley M. Blaker](#)
Subject: Notification: Oneida House Rules – Sportsbook Rules of Play 6.30.22
Date: Thursday, June 30, 2022 2:58:58 PM
Attachments: [image001.png](#)
[Oneida House Rules - Sportsbook Rules of Play 6.30.22.pdf](#)

DATE: **06/30/22**
FROM: **Mark A. Powless Sr.**
SUBJECT: **Oneida House Rules – Sportsbook Rules of Play 6.30.22**

Good Afternoon,

The Gaming Commission has reviewed the following item(s) and is approved. This will be placed on the next Regular OGC Meeting agenda for retro approval.

1. Oneida House Rules – Sportsbook Rules of Play 6.30.22

If you have any further questions please feel free to contact the OGC Chair Mark Powless Sr. via email mpowles5@oneidanation.org or at 497-5658.

Yaw^ko,

Ashley Blaker

Administrative Assistant

Oneida Gaming Commission

PO Box 79

Oneida WI 54155-0079

Phone: (920) 497-5850

OGC Fax: (920) 496-2009

Backgrounds Fax: (920) 490-8048



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From: [Kateri N. Wheelock](#)
To: [GamingCommission_Compliance](#)
Cc: [Derrick R. King](#); [Fawne M. Rasmussen](#); [Jessalyn M. Harvath](#); [Ryan J. Northway](#)
Subject: House Rules Revision 6-30-22
Date: Thursday, June 30, 2022 11:00:40 AM
Attachments: [Oneida House Rules - Rules of Play 6.30.22.docx](#)
[image001.png](#)
[image002.png](#)

Good Morning,

Attached is the newly updated House Rules. We are respectfully requesting an expedited review and approval of the revisions. At this time, the operation is unable to take bets that have the possibility of having a dead heat because the language is not approved yet. We would like an approval as soon as possible to unlock these markets and accept bets.

The changes include the following:

- ID requirements - Adding “/payout” to match Ch.8 (k)
- Error Language – Added to cover ourselves in the event of an obvious error.
- Messenger Better – Added to match Ch.8 (h)(3)
- Past-Posting – Added to cover ourselves in the event of a past-posting bet either in pregame or in running bets.
- Dead heat – Added to clarify how Dead Heats ties are paid out.
- Pro football awards – Added clarification to allow players not active in week 1 to be bet on.

The attached document is tracked with the changes as well. It was reviewed and approved by Legal yesterday, 6/29/22.

Please let me know if you have any questions. I look forward to your response.

Thank you,

Kateri Wheelock

Gaming Compliance Specialist

920-494-4500 ext. 3052

ksmith1@oneidanation.org



Official Casino of the Green Bay Packers

ONEIDA CASINO

**SPORTSBOOK
RULES OF PLAY**

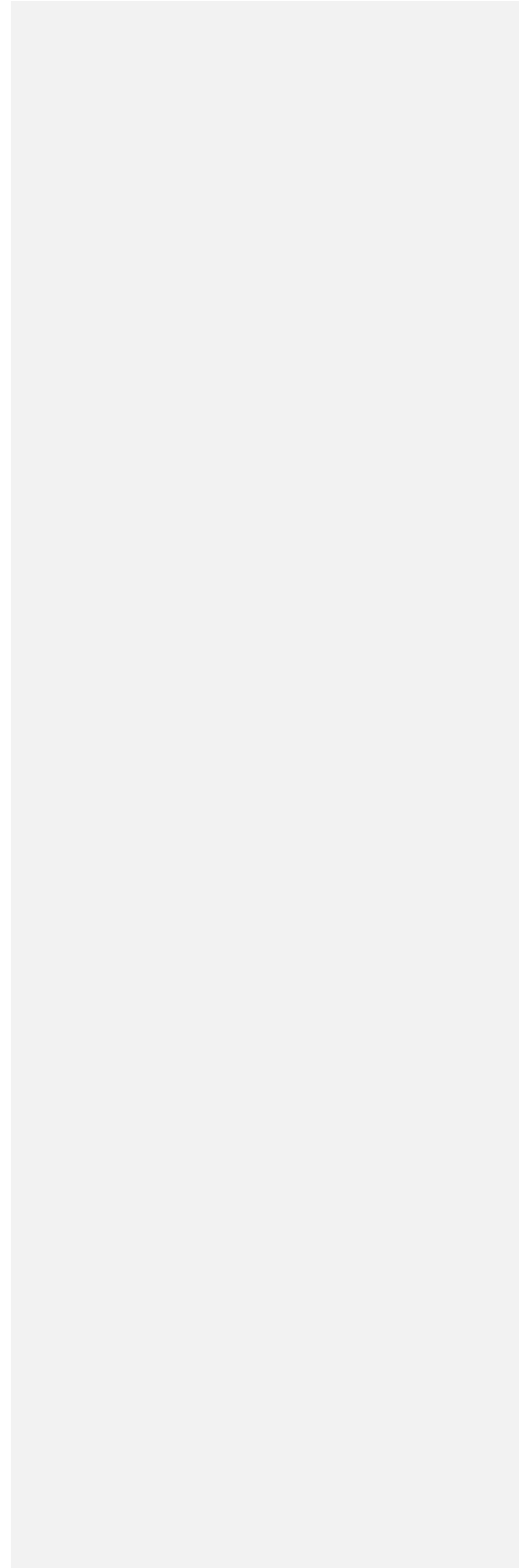


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ONEIDA CASINO SPORTSBOOK

RULES OF PLAY

RULES OF PLAY**I. In General:**

- A. Patron must be 21 years of age or older to place a sports wager.
- B. Patrons should familiarize themselves with these Oneida Casino Sportsbook House Rules before placing a bet. By placing a bet, the patron acknowledges and accepts these House Rules.
- C. Management will make every effort to ensure the odds displayed on their screen are accurate.
 - 1. Computer generated point spreads / odds shall determine winners, losers, ties and payout odds.
 - 2. For the protection of all concerned, management will retain a record of all point spreads and odds in case of technical or human error.
 - 3. All statistical and other data displayed on the Sportsbook screens, wall boards, scratch sheets, etc. are for the convenience of our patrons only. Maximum care is taken to ensure the accuracy of such information.
 - 4. Odds or line changes will be noticed to customers via automatic updates conducted in the risk management system and will be reflected on the odds boards.
- D. Casino Sportsbook is not responsible for lost, stolen, altered or unreadable tickets. Lost or stolen ticket claims will be paid upon presentation of supporting information or documentation. In the absence of such documentation The Casino reserves the right to wait at least 120 days after the conclusion of the event and/or racing meet to make its decision regarding payment.
- E. Management will make every reasonable effort to resolve disputes. Any unresolved dispute arising as a result of wagers accepted by Oneida Casino Sportsbook shall be submitted in writing to the Oneida Gaming Commission.
- F. Oneida Casino Sportsbook reserves the right to prohibit the below sportsbook participants:
 - 1. Any patron on the exclusion list;
 - 2. Any patron with a suspended Wagering Account;
 - 3. Self-excluded patrons; and
 - 4. Banned patrons.
- G. Oneida Casino Sportsbook reserves the right to add, change or delete the Sportsbook House Wagering Rules, subject to regulatory approval.

II. Wager Information; Acceptance and Redemption of Wagers

- A. Oneida Casino Sportsbook reserves the right to refuse any wager, delete, or limit selections prior to the acceptance of any wagers.
- B. Please check your tickets for accuracy before leaving the betting window/kiosk. Leaving the window/kiosk with the ticket is deemed an acceptance of the wager by both parties. Wagers may be accepted at other than the currently posted terms.
 - 1. Tickets will not be altered prior to the start of an event except at the discretion of management and with the approval of both parties.

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2. Once both parties accept a wager, tickets will not be altered after an event officially begins.
 3. Funding A Wager. Wagers at Oneida Casino Sportsbook may only be funded in cash or with funds from a winning ticket or voucher.
 4. Identification Requirements. Patrons must provide identification when creating a Wagering Account and for each wager/payout or aggregate wagers/payouts placed for \$3,000.00 or more. – In addition, identification is required when funding and/or redeeming from the Wagering Account.
 5. Redeeming a winning bet. All winning bets must be redeemed at the Sportsbook POS Terminal or the Cage Cashier’s window during normal hours of operation within sixty (60) days of the event date. Winning tickets not redeemed within the redemption period shall expire.
- C. Oneida Casino Sportsbook will not accept any wagers placed for less than \$1.00 and will not accept any wagers on parlays and teasers where the odds are greater than 299:1, provided that minimum and maximum wagers may be increased and/or decreased based on the prior written approval of Gaming Management, which shall be posted in the Oneida Sportsbook. In addition, Gaming Management reserves the right to set maximum dollar amounts for wagers based on the wagering forum, for example, a maximum wager of \$X may be placed on kiosks only, without placing any such limitation on other forums of wagering.
- D. The Oneida Casino Sportsbook will not accept any wagers, of any type, on any Wisconsin collegiate events or markets. In addition, the Oneida Casino Sportsbook will not accept any wagers related to any player/participant injuries in any event or market.
- E. The Oneida Casino Sportsbook does not accept wagers on Wisconsin collegiate teams, if the team selected for a wager does not win, patron will not be paid.
- F. The Oneida Casino Sportsbook does not accept wagers from patrons who place wagers for the benefit of another for compensation. (i.e. messenger betting)
- G. Past-Posting and other voids. While The Oneida Casino Sportsbook employs its most reasonable endeavors to ensure the best user-experience, should a market be available for betting when it should have been removed or else with incorrect odds, The Oneida Casino Sportsbook reserves the right to void all bets accepted within said circumstances in accordance with these house rules. Similar situations include, but are not limited to:
1. Pre-game Betting
 - a) Betting effected after the event has started,
 - b) Betting effected after a related event was underway and where conditions could have been altered in a direct and indisputable way.
 2. Live betting
 - a) Betting effected at incorrect price due to delayed or failing “live” coverage;
 - b) Betting effected on particular offers after these have occurred, or else after an event which could normally be deemed as leading to the outcome has happened or is happening (e.g. bets placed on offers such

ONEIDA CASINO SPORTSBOOK

RULES OF PLAY

as Total Goals Scored or Next Goal while a penalty is being taken, or has been awarded);
~~E.c)~~ Betting effected on odds which represented a different score than the actual score.

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III. Official Results in General

- A. Unless provided otherwise in these House Rules, all “games” (team contests) must be played on the date scheduled to be considered action, unless stipulated otherwise on guest wagering information sheets or odds display. Game start or conclusion times delayed or extended beyond midnight are not recognized as date changes for wagering purposes.
- B. “Events” including golf tournaments, boxing matches, mixed martial arts, tennis matches, auto races, track and field, and international tournaments (excluding Olympics) or events must be held within 7 days of scheduled date to be considered action, unless stipulated otherwise on guest wagering information sheets or odds display.
- C. Management is not responsible for location changes. If a game or event is moved from original location, all wagers are no action.
- D. For wagering purposes, unless otherwise stipulated on, matches are official after:
 1. All – considered action once the opening bell/buzzer sounds, regardless of the scheduled length of the bout.
 2. All fighting “pick the round” proposition wagers are no action (Refunded) if the scheduled length of the bout is changed from the distance displayed by the Sportsbook, or on guest wagering information sheets or odds display.
- E. All results are deemed final once the official agency (official sports body, commission, sanctioning organization, etc.) has posted the result. Subsequent inquiries and changes to official results will not affect the bet settlement after one hour or more of the conclusion of the event.
- F. For betting purposes, the winner of an event or game will be determined on the date and approximate time of the events conclusion according to house wagering rules. The Oneida Casino Sportsbook does not recognize suspended games, result changes one hour or more after the events conclusion, protests, or overturned decisions, etc.
- G. Minimum play requirements for betting purposes. Unless stipulated otherwise on, guest wagering information sheets or odds display, games are official after:
 1. Football (professional and college) - 55 minutes of play.
 2. Basketball (professional) – 43 minutes of play.
 3. Basketball (college and women’s) – 35 minutes of play.
 4. Hockey (professional, college, amateur) – 55 minutes of play.
 5. Soccer (professional and amateur) - 90 minutes of play.
 6. Fighting, Mixed Martial Arts (professional and amateur) – When bell (buzzer etc.) is sounded signifying the start of the opening round the bout is considered official for betting purposes, regardless of the scheduled length.
 7. Baseball (major league, minor league, college, amateur) – In all nine-inning scheduled games, winners and losers are official after nine innings of play, unless the home team is leading after eight and one-half innings. Postponed or Suspended games must go a minimum of five innings or four and

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one-half innings if the home team is ahead (also applies to seven-inning scheduled games). If a game goes past five innings and is subsequently Postponed or Suspended, the winner is determined by the score after the last full inning of play; except in a case in which the home team scores to tie or take the lead in the bottom half of the inning in which the game is Postponed or Suspended, the runs do count.

8. All contests not listed above that involve a predetermined length of play, time limit, distance, etc. that are not reached, yet the event is called final by event officials with a winner declared, shall also be considered official for betting purposes, unless stipulated otherwise on guest wagering information sheets or odds display.

9. All other contests not listed above that involve a scheduled length of play or time limit must play to their conclusion or have five minutes or less than 10% of scheduled playing time remaining when the contest concludes to be considered official for betting purposes.

10. All halftime (1st half and 2nd half), quarter, period, set, etc. wagering propositions must be played to the conclusion of that portion of play to be considered "Action", and are independent of the game and other propositions. Soccer 1st half or 2nd half wagers must go at least 45 minutes to be considered "Action".

H. Prop bets must go for the duration of the sports minimum play requirement.

I. Futures wagers will be graded within one calendar year of the official league start date, in the circumstances of delayed future wagers including but not limited to division/conference/finals etc, the date change will be considered action if completed within one calendar year of the official league start date.

J. "Error" is a mistake, misprint, misinterpretation, mishearing, misreading, mistranslation, spelling mistake, technical hazard, registration error, transaction error, manifest error, force majeure and/or similar. Examples of errors include, but are not limited to

1. Bets accepted during technical problems that would otherwise not have been accepted;

2. Bets placed on events/offers that have already been decided;

3. Bets on odds containing incorrect participants;

4. Bets placed at odds that are material different from those available in the general market at the time the bet was placed;

5. Bets offered at odds which reflect and incorrect score situation; or else,

6. Odds being clearly incorrect given the change of the event occurring at the time the bet was placed.

K. In the event a bet sees two or more competitors tied for the same winning positions (according to the terms of the bet), the "Dead Heat Rules" apply.

1. Dead Heats are calculated by dividing the Bet Amount by the number of players tied for the position, then multiplying by the original odds taken to calculate the proper payout.

a) Example:

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(1) You bet \$50 wager on a golfer to place in the Top 10 at +150 odds. Five golfers tie for 10th place including the golfer you wagered on.

(2) $\$50 \div 5 = 10$

(3) $10 \times 150 \text{ odds } (2.5) = \$ 25.00 \text{ payout}$

(4) $\$ 25.00 \text{ payout} + \$ 50 \text{ wager} = \$ 75 \text{ total payout}$

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IV. Auto Racing

- A. **Date/Site Changes.** Auto Racing events must take place within 72 hours of the original start time or bets will be void.
- B. **Minimum Length of Play.** All wagers will be settled according to the unofficial results reported immediately after the conclusion of the race by the governing organization. Any changes to the finishing order that occurs based on appeals, penalties or scoring malfunctions after the race has concluded, will not be recognized. Should the race not complete all scheduled laps, but is deemed official by the governing body, then bets will stand. If a race is cancelled without an official winner named, then bets are refunded. If a race is abandoned and no result declared, all bets will be refunded, except where bets are already settled.
- C. **Auto Racing Wagers**
 - 1. **Race Winner:** A wager on which driver will win the race. All bets settled using unofficial results reported immediately after the conclusion of the race.
 - 2. **Matchups:** A wager on one or more specified driver(s) versus one or more specified driver(s). Wagers are placed on the driver only, not the car or team. If the original driver is replaced by another driver after the start of the race, the original driver is the driver of record and the wager will be action. All drivers in the match-up must start the race for action. If one of the drivers does not finish the race, the other driver is considered the winner. If neither driver finishes the race, the driver who completed the most laps is the winner. If both drivers complete the same number of laps but do not finish the race, all bets are refunded. Any changes in finishing order that occurs based on appeals, penalties, or scoring malfunctions after the race has concluded will not be recognized. Wagers on qualifying performance will be settled according to position and times set during the final qualifying session. For the purposes of these markets, any subsequent alterations of grid positions are not recognized.
 - 3. **Qualifying Betting/Who Will Qualify on Pole:** Wagers on qualifying performance will be settled according to position and times set during the final qualifying session. For the purposes of these markets, any subsequent alterations of grid positions are not recognized. Top 3/5/10: Wager on whether a driver will finish in these positions. Winning Manufacturer/Constructor/Team: Wager on the winning team regardless of what driver(s) participate.

V. Baseball

- A. **Date/Site Changes.** Regular season Baseball games must be played on the scheduled date/location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise

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noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.

- B. Minimum Length of Play.** Pre-Game Wagers: Unless otherwise stipulated in individual Baseball sports wager rules, wagers on baseball money lines are official after 5 innings of play. If the home team is leading, the game is official after 4 ½ innings (this will include softball). Thereafter, if a game is called or suspended, the winner is determined by the score after the last full inning, unless the home team scores to tie or take the lead in the bottom half of the inning, in which case the winner is determined by the score at the time the game is called. For games scheduled to play a full 9 innings, game must go to 9 innings (8 ½ if the home team is ahead) to have action on run lines and totals. For games scheduled to play only 7 innings, game must go to 7 innings (6 ½ if the home team is ahead) to have action on run lines and totals. Live Wagers: Game must go full scheduled length to have action on all markets: 9 innings (8 ½ if the home team is ahead) for 9 inning games, or to 7 innings (6 ½ if the home team is ahead) for 7 inning games. If the game is called before this time then all bets will be void, except for those that have been unconditionally determined. In specified inning wagers, game must go full specified innings to be official, unless the home team is leading the bottom half of specified inning prior to completion of specified innings(s). For money line, totals, and run lines, game must go the full specified innings. All baseball propositions are considered action regardless of any pitching changes.
- C. Pre-Game Baseball Wager Rule.** Baseball wagers are accepted in the following manner:
- 1. Money Line:** A wager in which the bettor “takes” or “lays” a specified price. The team wagered must only win the game for the wager to be deemed a winner. Extra innings are counted in final score. Money line wagers are for team against team, regardless of the starting pitcher. Wager must meet the minimum length of play as specified above.
 - 2. Total Runs:** A wager on whether the total number of runs scored in a game is over or under a specified number. Extra innings are counted in final score. Wager must meet the minimum length of play as specified above.
 - 3. Run Line:** A wager in which the bettor “takes” or “lays” a specified number of runs. The team wagered must “cover” the run line for the wager to be deemed a winner. Extra innings are counted in final score. Wager must meet the minimum length of play as specified above.
 - 4. Team to score first:** Settled on the first score of the game. Bets stand even if game is not completed. Extra Innings count.
 - 5. Team to score last:** Settled on the last team to score. Game must go 8 ½ innings in 9 inning games, or 6 ½ innings in 7 inning games for bets to stand.
 - 6. Highest Scoring Inning:** Bet on which inning will produce the most runs. Dead heat rules apply. Game must go 8 ½ innings in 9 inning games, or 6 ½ innings in 7 inning games for bets to stand.
 - 7. First 1/3/5/7 Inning Markets:** Specified number of innings must be completed for bets to stand.

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- 8. Race to x runs:** Winner being the team who reaches the specified points tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.
- D. Baseball Proposition Rules.** Various unique wagers may be offered from time to time. When wagering proposition bets, the game must go 9 innings (8 ½ innings if the home team is ahead) to have action, or action has occurred as the outcome of the wager is already known. If a game is suspended after 9 innings (8 ½ innings if the home team is ahead), the final score is determined after the last full inning, unless the home team scores to tie or take the lead in the bottom half of the inning, in which case the score is determined by the score at the time the game is called. All baseball propositions are considered action regardless of any pitching changes. If a game is scheduled for only 7 innings, then game must go 7 innings (6 ½ if the home team is ahead).
- 1. Baseball Player Props**
 - a)** Players in player prop bets do not have to start but must play some part for Player Props to have action. Wagers on specific player performance or match wagers will be deemed official once at least one of them have left the game, with both having taken some part in the game to that point, regardless of the conclusion of the game.
 - b)** Hit(s): Oneida Sportsbook settles markets in accordance with official box score statistics declared by MLB as the governing body.
 - 2. Baseball Regular Season Series Props.** Regular season series props are offered for all 3, 4 or 5 Game Series with the outcome of all games played counting towards settlement. Series must go a minimum of 3 games for action regardless of games scheduled and or canceled. A called game will count towards a series wager if declared an official game by the league. All wagers are action regardless of Starting Pitchers or pitcher changes.
 - 3. Baseball Playoff Series Props.** For Playoff Series Winner props, the team that advances to the next round is deemed the winner. Wagers for all other markets are refunded if the required minimum number of games (according to the respective governing organizations) are not completed, or the number of games changes.
 - 4. Baseball Post Season Rule.** All MLB playoff games will have action regardless of date played and or completed, unless specified otherwise. Game winner will be paid based on the official winner of this game as determined by the MLB. All listed pitchers' rules apply.
 - 5. Baseball Grand Salami Props.** Grand Salami prop is determined by the total runs scored in all MLB games scheduled for that day. There are no listed pitchers, so all bets are action. Wager applies to all scheduled games and games must go 9 innings (8 ½ if home team is leading). If any game is cancelled or stopped before the completion of 8 ½ innings, all wagers on the Grand Salami will be cancelled. Grand Salami will not be offered when 7 inning games are scheduled.
- E. College World Series.** Games must be played on scheduled date for action. All teams face double elimination. Teams listed second do not necessarily bat last.

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- F. Baseball Futures.** Baseball season long futures are unique wagers which will be offered from time-to- time. For all season long and future props, all wagers stand regardless of team re- location, change to a team name, season length or play-off format unless stated otherwise in the market. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.
- G. Regular Season Team Total Wins O/U.** Wager on the total regular season wins made by a team.
- 1. Regular Season Team Win Percentage.** Wager on the percentage of wins by a team during the regular season.
 - 2. Head to Head Regular Season Team Wins.** Wager on the number of regular seasons wins made by one team vs. another team.
 - 3. Regular Season Player Totals O/U.** Wager on the number of regular season Total Home Runs, Runs, Hits, Stolen Bases, Strikeouts, Saves by a named player.
 - 4. Regular Season Player Averages.** Wager on a player's batting average O/U. To qualify a player must have at least 3.1 plate appearances per game.
- H. Baseball Championship and Pennant Futures.** If there is a change to the post season structure whereby a Championship Series is not possible, or called early, Pennant betting will be settled on the team that advances to the World Series from that league.
- 1. Division of Winning Team.** Wager on which division the winner originates from.
 - 2. League of Winning Team.** Wager on which league (American League or National League) the winner originates from.
 - 3. State of Winning Team.** Wager on which state the winner originates from.
 - 4. Name the Finalists.** Which two teams will meet in the Championship Series. Should no series take place, all bets are refunded.
 - 5. Exact Outcome.** Which team will win, and who will they beat in the named series. Should no series take place, all bets are refunded.
 - 6. #1 Seed.** Team to be the #1 seed in specified league (American League or National League) at the end of the regular season.
 - 7. To Win/Lose 100+ Games.** Wager on whether a named team will win or lose 100 or more regular season games.
 - 8. Double Chance.** Wager on whether either of the two named teams will be declared the winner for the named market.
- I. Playoff Series Props.**
- 1. Series Winner.** Wager on which team will advance to the next round. Should no series take place, bets will be refunded.
 - 2. Series Correct Score.** Wager on the exact score of games within the series. Should the series be shortened from its original length, then bets would be refunded.
 - 3. Total Games.** Wager on how many games will take place in the series.
- J. Baseball Futures List**

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1. **MLB Divisional Odds.** Wager on which team will win an MLB division.
 2. **MLB Division Finishing Position.** Wager on the exact position a named team will finish within their division.
 3. **MLB Pennant Odds.** Wager on which team will win the pennant in either the American League or National League of MLB.
 4. **MLB World Series Odds.** Wager on which team will win the World Series.
 5. **MLB Cy Young Winner.** Wager on which pitcher wins the Cy Young Award in either the American League or National League of MLB.
 6. **MLB MVP Winner.** Wager on which player will win the MVP award in either the American League or National League of MLB.
 7. **MLB Rookie of the Year Winner.** Wager on which player will win the Rookie of the Year award in either the American League or National League of MLB.
 8. **Most Home Runs Hit.** Wager on which player hits the most number of home runs in the regular season.
 9. **Highest Season Long Batting Average.** Wager on the highest season long batting average by a particular player as declared by MLB.
 10. **Most RBI's in Season.** Wager on which player has the most Runs Batted In during the regular season.
 11. **Most Stolen Bases in Season.** Wager on which player has the most Stolen Bases during the regular season.
 12. **Most Pitching Victories.** Wager on which player is awarded the most wins during the regular season.
 13. **College Baseball World Series Winner.** Wager on which team will win the College World Series.
- K. Live Baseball Rules.** If a match is interrupted or cancelled and won't be continued on the same day, all undecided markets are considered cancelled.
- L. Moneyline – Winner (Away, Home)**
1. Game – Includes extra innings.
 2. H1 – Only runs scored in the first 5 innings are considered
- M. Total – Total Runs scored by both teams (Over, Under)**
1. Game – Includes extra innings
 2. H1 – Only runs scored in the first 5 innings are considered
 3. Inning – Only runs scored in the specific inning are considered
- N. Point Spread – Winner With handicap in .5 increments (Away, Home)**
1. Game – Include Overtime
 2. H1 – Only runs scored in first five innings considered
- O. Three Way – Outcome (Away, Home, Tied)**
1. Reg – Which team will win the game, no extra innings considered
 2. H1 – Which team will lead after 5 innings
 3. Inning – Which team wins the specific inning
- P. Win Rest.** Which team will win the rest of the game, including overtime
- Q. Away Total – Total runs scored by away team (Over, Under)**
1. Game – Total runs scored in the game
 2. H1 – Only runs scored in first five innings are considered

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- R. **Home Total – Total runs scored by home team (Over, Under)**
 - 1. Game – Total runs scored in the game
 - 2. H1 – Only runs scored in first five innings are considered
- S. **Win Margin – Predefined range of runs a team wins by (Away 3+, 2, 1; Home 3+, 2, 1).** Game – Includes overtime

VI. Basketball

- A. **Date/Site Changes.** Basketball games must be played on the scheduled date/location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.
- B. **Minimum Length of Play.** For wagering purposes, unless otherwise stipulated in individual Basketball sports wager rules, US pro basketball results are official after 43 minutes of play. College Basketball, WNBA, NBA Summer League and European Basketball are official after 35 minutes of play.
- C. **Pre- Game Basketball Wager Rules.** Point Spread: A wager in which a bettor “takes” or “lays” a specified number of points. The team wagered must “cover” the point line for the wager to be deemed a winner. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score.
- D. **Money Line:** A wager in which the bettor “takes” or “lays” a specified price. The team wagered must win the game for the wager to be deemed a winner. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score.
- E. **Total Points:** A wager on whether the total number of points scored in a game is over or under a specified number. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score.
- F. **First Half:** Wagers on the first half will be decided by the score at the end of the first half. If a game does not go the entire first half, all first half wagers will be refunded. Once the first half has been completed, all wagers on the first half will stand regardless of the length of the remainder of the game.
- G. **Second Half:** Wagers on the second half will be decided on the basis of points scored in the second half. If the entire second half is not played to its completion, all Second Half wagers will be refunded. Overtime periods are counted in the Second Half score and considered official regardless of the length or suspension of the overtime period.
- H. **Quarters:** Wagers on any specified quarter will be decided based on points scored in that specified quarter only. Specified quarter must be played to their completion or the wager will be refunded. Once a specified quarter is completed, that specified quarter wager will stand regardless of the length of the remainder of the game. Fourth quarter wagers do not include overtime periods unless otherwise stated.
- I. **Team to score first:** Settled on the first score of the game. Bets stand even if game is not completed. Overtime counts.
- J. **Team to score last:** Settled on the last team to score. Game must be completed. Overtime counts.

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- K. Highest Scoring Quarter:** Bet on which quarter will produce the most points. Dead heat rules apply. Game must be completed for bets to stand.
- L. Race to x points:** Winner being the team who reaches the specified points tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.
- M. Basketball Props.** Various unique wagers may be offered from time to time, called proposition bets. When wagering proposition bets, unless stated otherwise, overtime does count for settlement of wagers.
- N. Basketball Player Props.** Players do not have to start for action but must play for action. If a player does not take any part in a game, then wagers on that player proposition will be refunded.
- O. Basketball Futures.** Basketball season long futures are unique wagers which will be offered from time to time. For all season long match wagers and division betting, all wagers stand regardless of team relocation, or a change to team name, season length or playoff format. Unless stated otherwise in the market, team(s) must play in all their scheduled regular season games as determined by the league's governing body at the start of the season for wagers to have action. If team(s) do not compete in all scheduled games then wagers will be refunded, except for those wagers which have been unconditionally determined. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.
- P. Basketball Division and Conference Futures.** Division Winner markets will be settled on who finishes top of the relevant division after the conclusion of the Regular Season. If two or more teams have the same Regular Season win record then ties will be broken using the governing body's official rules to determine an outright winner. If no tie option was made available for any match bet wager, wagers will be a push should the teams tie and stakes refunded. Conference Winner markets will be settled on team's performance in the playoffs. Regular season records do not count. If there is any change to the post season structure whereby a Conference Finals Series is not possible, or called early, Conference Winner will be settled on the team that advances to the NBA Finals from that Conference. College Basketball Conference Tournament Winner will be determined by the team winning the Championship game regardless of any post-season suspension. For Playoff Series Winner, the team that advances to the next round is deemed the winner. Wagers for all other markets are refunded if the required minimum number of games (according to the respective governing organizations) are not completed, or the number of games changes.
- Q. NBA Division Finishing Position.** Wager on the exact position a named team will finish within their division.
- R. Basketball Grand Salami Prop.** The Basketball Grand Salami will be decided by adding up all the scores for the games scheduled for that particular day. All games must be completed for action. Points scored in overtime are included.
- S. NBA Draft.**

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1. All markets will be settled in accordance with official information available on NBA.com.
2. Wagers on Over/Under draft position are settled based on when a team selects that player. Should a player go undrafted, Over/Under markets will be settled by assigning the next number after the last player drafted.
3. Round in which player is drafted wagers will be void should a player go undrafted, unless 'undrafted' is an option offered in the betting market.
4. Wagers on any players who subsequently withdraw their eligibility for that year's draft will stand. Should a player who is not listed in any market be the winning selection, all bets on that market stand. All markets involving listed players are offered with others available on request.
5. Wagers on which team will draft a player are settled on the team who officially draft that player as listed on NBA.com. Any previous or subsequent trades will not be taken into consideration for settlement.
6. International players are defined as any player who played for a non-US team in the previous season, and not by their country of birth. Eg. A US-national who played for Real Madrid in Spain will be deemed an International player.

T. NBA Draft Lottery

1. All markets will be settled in accordance with official information available on NBA.com.
2. Markets are settled on which team is assigned the relevant pick on the day of the Draft Lottery. Any subsequent trades or forfeiture of draft picks after the Lottery will not be taken into consideration for settlement.

U. Basketball Futures List

1. **NBA Championship Odds.** Wager on which team will win the Championship.
2. **Division of Winning Team.** Wager on which division the winner originates from.
3. **Conference of Winning Team.** Wager on which conference the winner originates from.
4. **State of Winning Team.** Wager on which state the winner originates from.
5. **Name the Finalists.** Wager on which two teams will meet in the Championship Series. Should no series take place, all bets are refunded.
6. **Exact Outcome.** Wager on which team will win, and who will they beat in the named series. Should no series take place, all bets are refunded.
7. **#1 Seed.** Wager on team to be the #1 seed at the end of the regular season.
8. **Double Chance.** Wager on whether either of the two named teams will be declared the winner for the named market
9. **NBA Regular Season Award Winners (MVP, Rookie of the Year, Most Improved).** Wager on which player will win the award including MVP, Rookies of the Year, and Most Improved titles.
10. **Regular Season Team Total Wins O/U.** Wager on the total regular season wins made by a team.

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11. **Regular Season Team Win Percentage.** Wager on the percentage of wins by a team during the regular season.
 12. **Head to Head Regular Season Team Wins.** Wager on the number of regular seasons wins made by one team vs. another team.
 13. **Regular Season Player Totals O/U.** Wager on the number of regular season Points, Rebounds, Assists, Steals, Blocks by a named player.
 14. **Regular Season Player Averages.** Wager on the average number of regular season Points, Rebounds, Assists, Steals, Blocks by a named player. To qualify a player must have played in 70% of their team's games.
 15. **College Basketball Tournament Winner.** Wager on which team wins the College Basketball Tournament.
 16. **College Basketball Tournament Regional Winner.** Wager on which team wins the College Basketball Tournament Region.
 17. **College Basketball Conference Tournament Winner.** Wager on which teams win the College Basketball Conference.
 18. **College Basketball Tournament Wins.** Wager on how many wins a team will have in the College Basketball Tournament.
 19. **Head to Head Tournament Wins.** Wager on which team will have more wins in the College Basketball Tournament.
 20. **College Basketball Conference Wins.** Wager on how many wins a team will have in their College Basketball Conference Tournament.
- V. In the event of a wagering tie, the straight wager is considered "no actions" and the wager is refunded. Parlays reduce to the next lowest amount of selections.
- W. **Special Events/Matchups.** For any special event held that is not resulted using the traditional Basketball scoring system (e.g. NBA Skills Competition), the following rules will apply:
1. **Head to Head/Round Winner:** All listed competitors must take place for bets to stand. Should a competitor advance due to a walkover, then all bets will be refunded. Should the matchup begin, with a winner declared, then all bets will stand.
 2. **Event Winner:** The official decision made by the governing body on the day of the event will be final. Any subsequent changes at a later date will not count for betting purposes. Should a competitor not take part at all in a competition then bets on that selection will be refunded. Should a competitor withdraw after taking some part of the competition, then bets will stand.
- X. **Live Basketball Rules**
1. Markets do not consider overtime unless otherwise stated.
 2. If a match is interrupted or postponed and is not continued within 48 hours after initial start date, betting will be cancelled.
 3. **Point Spread – Winner with Handicap in .5 increments (Home, Away)**
 - a) Game – Includes overtime
 - b) Reg – Only points during regular time are considered
 - c) H1 – Only points scored during first quarter and second quarter are considered
 - d) Q1-Q4 – Only points scored in the specific quarter are considered
 4. **Total – game total (over, under)**

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- a) Game – Total points scored by both teams, includes overtime
- b) Reg – Only points during regular time are considered
- c) H1 – Only points scored during first quarter and second quarter are considered
- d) Q1-Q4 – Only points scored in the specific quarter are considered
- 5. **Money Line – Winner (away, home)**
 - a) Game – Includes overtime
 - b) H1 – Only points scored in the first half will be considered
 - c) Q1-Q4 – Only points scored in the specific quarter are considered
- 6. **Will be OT – Will there be Overtime (yes, no).** Will there be overtime in this game.
- 7. **Point Race- First team to score x pts in game (Home, away)**
 - a) Including Overtime
 - b) Which team will score X points in the game first (for example: Current score is 20-19, then the home team reached 20 points first).
 - c) If a game ends before any team reaches X points, this market is considered cancelled.
 - d) Q1-Q4 – Only points scored in the specific quarter are considered
- 8. **Nth Point – Which team score the Nth PT in game (Away, Home)**
 - a) Including Overtime, which team will score the Nth point in the game (for example: Current score is 40-28, away team scores 3 points, meaning away team scored the 70th point.)
 - b) If a game ends before the Nth point is reached, this market is considered cancelled.
- 9. **Odd Even – Final combined score will be (odd, even)**
 - a) Game – Including Overtime
 - b) H1 – Only points scored during first half are considered
 - c) Q1-Q4 – Only points scored during specific quarter are considered

VII. Boxing/MMA

- A. **Date/Site Changes.** For confirmed fights if a contest is postponed and rescheduled to take place within 48 hours of the original start time, all bets on that contest will stand. If the contest does not take place within 48 hours, all bets will be void. If a rescheduled fight takes place in a country different from the original country, all bets will be void. If a fight is rescheduled and takes place in a different venue but in the same country, all bets stand.
- B. **Minimum Length of Play.** The bell (buzzer, etc.) sounding signifies the start of the opening round and the bout is considered official for betting purposes, regardless of the scheduled length, weight, classification, and/or championship sanction. For an individual round to be considered complete, the fighters must answer the bell beginning the next round, except for the final scheduled round in which case the final bell signifies the completion of the round and fight. If a fight has a change to the scheduled number of rounds all outright bets on the match will be action, however round by round bets will be refunded.
- C. **Boxing and Mixed Martial Arts Rules.**
 - 1. Results will be graded on the official result at ringside as communicated by the official announcer. Any subsequent change to the official outcome of the

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fight for any reason will not be recognized for wagering purposes. If the official announcer does not declare a result at the end of the fight, the market will be settled on the result displayed on the applicable organization official site.

2. If a fight is stopped due to an injury, disqualification, or any other stoppage either by the referee or doctor, then this will be considered a Technical Knock Out (TKO).

3. Any fight that is deemed 'No Contest' will have all wagers refunded.

- D. **Fight Winner:** Betting on which fighter will win the match. If the wagering offer on a match includes the draw as a third option and the match ends in a draw, wagers on the draw will be paid, while wagers on both fighters will be lost. If the wagering offer includes only the two fighters, with the draw either not offered or offered as a separate proposition, and the match ends in a draw, wagers on either fighter will be refunded.
- E. **Will Go/Won't Go Round X:** Wagering on whether or not the match reaches this distance.
- F. **Total Rounds O/U:** The halfway point of a round is at exactly one minute and thirty seconds into a three-minute round, and exactly two minutes and thirty seconds into a five-minute round. For example, 9½ rounds would be one minute and thirty seconds of the 10th round. In case of a two-and-a-half-minute round, the halfway point is one minute and 15 seconds.
- G. **Round Betting:** Wager on when the exact round will end. For total wagers that list a full number of rounds, the fighter must answer the bell for the following round for the round to be deemed complete. For example, on 8 full rounds the fighter must answer the bell for the 9th round for the over to be paid. If the fighter completes the 8th round but fails to answer the bell for the 9th round the under will be the winner. This applies to all rounds except the final scheduled round for which the final bell will signify the completion of the round. If a fight is stopped before the full number of rounds have been completed, or if a fighter is disqualified and a points decision awarded, bets will be settled in the round the fight was stopped.
- H. **Method of Victory:** Wager on the exact outcome of the fight. KO includes a referee intervention during strikes, doctor stoppage, or stoppage from a fighter's corner. A submission includes a tap-out or verbal submission from one of the fighters, or referee stoppage due to technical submission. If either fighter is disqualified, then a no contest is declared and all bets are refunded.
- I. **Scheduled Number of Rounds:** In fights where the scheduled number of rounds changes, all bets will stand unless the result would be automatically determined by the change in the number of rounds (in which case, such bets will be voided). For example, if a fight gets changed from a 12 to a 10 round fight, only bets on rounds 11 and 12 will be void.
- J. **Knockdown/Referee's counts:** For settlement purposes, a knockdown is defined as a fighter being KO'd or receiving a mandatory eight count (anything deemed a slip by the referee will not count). For individual round knockdowns, all bets will be void should the fight end before the round starts.
- K. **Gone In 60 Seconds:** The fight must be officially won by the boxer in question inside the first 60 seconds of Round 1.

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- L. **Down But Not Out:** A boxer must be knocked down and given a mandatory eight count and subsequently win the fight.
- M. **Fight Outcomes:** No Contest - In the event of a 'no contest' being declared, all bets will be made void, with the exception of selections where the outcome has already been determined.
- N. **PFL Season Championship Winner:** Winning markets will be settled depending on which fighter wins the PFL Championship for the specified division after the conclusion of that season's playoffs. No refunds will be given to any wagers placed on fighters that withdraw from the season due to injuries, suspensions, or for any other reason. Results will be graded on the official result at ringside as communicated by the official announcer in each respective championship fight. Any subsequent change to the official outcome of the fight for any reason will not be recognized for wagering purposes. If the official announcer does not declare a result at the end of the fight, the market will be settled on the result displayed on the applicable organization official site.
- O. **Boxing and Mixed Martial Arts Card Props.** Boxing and Mixed Martial Arts Card Props only include the main card and undercard fights, early preliminaries will not be included. Wagers will stand on the number of bouts scheduled to be on the full card, which includes all main card and undercard fights. Wagers will stand so long as the exact number of bouts quoted in the market heading take place. If there are any withdrawals and subsequent replacements, wagers will stand. If a bout is cancelled without a replacement, changing the number of bouts taking place, then all wagers will be refunded.
 1. **“K.O.” proposition wagers:** “K.O.” includes knockout, technical knockout, disqualification, or any other stoppage unless otherwise posted or noted on printed media. For wagering purposes, a wager on a fighter to win by "KO" wins if the selected fighter wins by Knock Out (KO), Technical Knock Out (TKO), or Disqualification (DQ).
 2. **“Decision” proposition wagers:** “Decision” means fight must go to the judge’s scorecard(s) to determine a winner; including technical decision.
 3. **“Draw” proposition wagers:** “Draw” means fight must go to the judge’s scorecard(s) and be declared a draw; including technical draw.
 4. **Boxing and Mixed Martial Arts Pick the Bout Props:** For all “Pick the Round” propositions, if the length of the bout is changed from that posted all wagers are deemed “no action” and refunded.
 5. **Boxing and Mixed Martial Futures Props.** Wagering on which fighter will be a weight classes champion on a specific date will be determined using the governing body’s official source. Interim champions do not count for settlement purposes. If the title is vacated on the designated date then all wagers will be refunded. All fighters will be deemed as action regardless if they competed in that weight division or not.

VIII. Football – The Oneida Casino Sportsbook will not offered any wagers on NFL games that fall within the following categories: (a) based on officiating or officials (e.g., penalties, replay results, officiating assignments); (b) pre-determined outcomes directly related to on-field competition (e.g. whether the first play of the game will be a run or a pass, roster/personnel decisions, but not, for clarity, prop bets unrelated to on-field competition

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(e.g., Gatorade color)); and (c) based on outcomes inherently 100% determinable by one person in one play (e.g. play to miss a field goal attempt (but not, for clarity, markets such as “Will Player X lose a fumble?”; “Will Quarterback throw an interception?”; “Will both kickers miss a field goal attempt?” (which are not 100% determinable by one person) or “Will Player X have more or less than Y passing/rushing/receiving yards”?) (which is not inherently determinable on one play), unless such markets under category (c) are intermittently offered solely in-play on a “next play” basis.

- A. **Date/Site Changes.** Football games and any games/events not specifically listed must be held within one week of the originally scheduled date and location to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.
- B. **Minimum Length of Play.** For wagering purposes, unless otherwise stipulated in individual Football sports wager rules, Pro and College Football results are official after 55 minutes of play. Oneida Sportsbook does not recognize suspended games (after they have met the minimum time or length requirement specified in the specific sports rules), protests, or overturned decisions for wagering purposes.
- C. **Pre-Game Football Wager Rules.** Football wagers are accepted in the following manner:
 1. **Point Spread:** A wager in which a bettor “takes” or “lays” a specified number of points. The team wagered must “cover” the point line for the wager to be deemed a winner. Overtime periods are counted in the final score.
 2. **Money Line:** A wager in which the bettor “takes” or “lays” a specified price. The team wagered must win the game for the wager to be deemed a winner. Overtime periods are counted in the final score.
 3. **Total Points:** A wager on whether the total number of points scored in a game is over or under a specified number. Overtime periods are counted in the final score.
 4. **First Half:** Wagers on the first half will be decided by the score at the end of the first half. If a game does not go the entire first half, all first half wagers will be refunded. Once the first half has been completed, all wagers on the first half will stand regardless of the length of the remainder of the game.
 5. **Second Half:** Wagers on the second half will be decided based on points scored in the second half. If the entire second half is not played to its completion; all Second Half wagers will be refunded. Overtime periods are counted in the Second Half score and considered official regardless of the length or suspension of the overtime period.
 6. **Quarters:** Wagers on any specified quarter will be decided based on points scored in that specified quarter only. Specified quarters must be played to their completion or the wager will be refunded. Once a specified quarter is completed, that specified quarter wager will stand regardless of the length of the remainder of the game. Fourth quarter wagers do not include overtime periods unless otherwise stated.
 7. **Team to score first:** Settled on the first score of the game. Bets stand even if game is not completed. Overtime counts.

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- 8. Team to score last:** Settled on the last team to score. Game must be completed. Overtime counts.
 - 9. Highest Scoring Quarter:** Bet on which quarter will produce the most points. Dead heat rules apply. Game must be completed for bets to stand.
 - 10. Race to x points:** Winner being the team who reaches the specified points tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.
 - 11. Touchdown Scorers:**
 - a)** These rules apply for First/Last/Anytime/Next/First Team Touchdown Scorer markets. In the event of an abandoned game, bets stand on scores that have taken place already, overtime counts for these markets. The touchdown scorer is the player who scores a touchdown by advancing the ball into the opponent's end zone (i.e. not the passing player). Bets are void on players that are not listed as active by the relevant American Football governing body.
 - b)** In the event of a wagering tie, the straight wager is considered "no action" and wager is refunded if no tie option was offered. Parlays reduce to the next lowest number of teams.
- D. Football Prop Rules.** Various unique wagers may be offered from time to time, called proposition bets. When wagering proposition bets, unless stated otherwise, overtime does count for settlement of wagers.
- 1. Football Game Props**
 - a)** All time-based props will be settled as per the official scoring time listed on the official league source box scores. Scores exactly on the quoted time count as 'Yes' for settlement. For example, a score with exactly 02:00 on the clock will be settled as 'Yes' on the 'Will there be a score in the final 2 minutes?' prop bet.
 - b)** Any turnover proposition does not include a 'Turnover on Downs' and only includes Fumbles and Interceptions.
 - c)** All penalty props are based upon accepted penalties only. Declined or off-setting penalties are not included for settlement purposes.
 - d)** Coach challenge props only include a challenge initiated by the coach throwing a red flag. Prop does not include booth reviews.
 - e)** 4th Down Conversion props do not include 1st downs awarded by penalty.
 - f)** Sacks props are settled as per the official league source. Includes 0.5 sacks awarded, however for props such as 'Player to record a sack in the game', the player must record at least one total sack (1.0) for 'Yes' to be settled the winner.
 - 2. Football Player Props.** For all player props the players must be listed as active by the official league source for bets to have action. Bets will be refunded on wagers where one or both players are listed as inactive. An exception to this rule is for Quarterback prop markets as these require that the players in question must be starters for bets to have action. Passing yardage props are settled as per gross passing yards.
- E. NFL Draft.**

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1. All markets will be settled in accordance with official information available on nfl.com.
 2. Markets relating to a player's position will be settled in accordance with official information available on nfl.com. In instances where nfl.com uses different terminology for a position then in the positional markets offered (i.e. nfl.com refers to a player as an EDGE instead of a Linebacker), Oneida Sportsbook will use reasonable discretion to settle the market based upon information gathered from other reliable sources. Oneida Sportsbook will not take into consideration post-draft positional changes.
 3. Wagers on Over/Under draft position are settled based on when a team selects that player. Should a player go undrafted, Over/Under markets will be settled by assigning the next number after the last player drafted.
 4. Round in which player is drafted wagers will be void should a player go undrafted, unless 'undrafted' is an option offered in the betting market.
 5. Wagers on any players who subsequently withdraw their eligibility for that year's draft will stand. Should a player who is not listed in any market be the winning selection, all bets on that market stand. All markets involving listed players are offered with others available on request.
 6. Wagers on which team will draft a player are settled on the team who officially draft that player as listed on nfl.com. Any previous or subsequent trades will not be taken into consideration for settlement.
 7. Mr. Irrelevant is the term associated with the last player drafted in the final round.
- F. Football Futures.** Football season long futures are unique wagers which will be offered from time-to- time. For all season-long match bets and division betting, all bets stand regardless of team re-location, or a change to a team name, season length or playoff format. Unless stated otherwise, team(s) must play in all of their scheduled regular season games for bets to have action. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.
- G. Football Futures List**
1. **Pro Football Championship Odds.** Wager on which team will win the season-long championship.
 2. **Division of Winning Team.** Wager on which division the winner originates from.
 3. **Conference of Winning Team.** Wager on which conference the winner originates from.
 4. **State of Winning Team.** Wager on which state the winner originates from.
 5. **Name the Finalists.** Which two teams will meet in the Championship Game. Should no game take place, all bets are refunded.
 6. **Exact Outcome.** Which team will win, and who will they beat in the championship game. Should no game take place, all bets are refunded.
 7. **#1 Seed.** Team to be the #1 seed at the end of the regular season. Team must play all regular season games for the wager to have action.

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- 8. Football Division and Conference Futures.**
- a) Division Winner markets will be settled on who finishes top of the relevant division after the conclusion of the Regular Season. If two or more teams have the same regular season win record then ties will be broken using the governing organization's official rules to determine outright winner. Conference Winner will be settled on team's performance in the playoffs.
 - b) Regular season records do not count. If there is a change to the post season structure whereby a Conference Championship is not possible, or called early, Conference Winner will be settled on the team that advances to the Pro Football Championship from that Conference.
- 9. Pro Football Conference Odds.** Wager on which team will win the conference.
- 10. Pro Football Divisional Odds.** Wager on which team will win the division.
- 11. Pro Football Division Finishing Position.** Wager on the exact position a named team will finish within their division. Team must play all regular season games for the wager to have action.
- 12. Football Player Futures.** For all player vs. player match bets, both players must be active in Week 1 for bets to have action.
- 13. Player Season Specials.** Bet on season performances for named individual players – Total Passing Yards, Rushing Yards, Receiving Yards, Tackles, Sacks, Interceptions, Catches, Passer Rating etc. Player must be active Week 1 of the regular season for bets on their individual performances to stand, else bets are refunded. Wagers are available on who will achieve the most for each stat listed above. Players are not required to be active Week 1 for these.
- 14. Pro Football Awards.** Wager on which player will win the named Award – AP MVP, Offensive Rookie of the Year, Defensive Rookie of the Year, Offensive Player of the Year, Defensive Player of the Year, Comeback Player of the Year, Coach of the Year. Players are not required to be active Week 1 for these.
- 15. Pro Football Regular Season Wins.** Wager on the number of regular season wins made by a team. Team must play all regular season games for the wager to have action.
- 16. Head to Head Regular Season Team Wins.** Wager on the number of regular seasons wins made by one team vs. another team. Team must play all regular season games for the wager to have action.
- 17. Team Season Specials.** Wager on team specific specials – total yards gained, total TDs scored, exact total wins, record after x games etc. Team must play all regular season games for the wager to have action.
- 18. College Football Championship.** Wager on which team will win the championship.
- 19. College Football Conference.** Wager on which team will win the Conference.
- 20. College Football Division.** Wager on which team will win the Division.

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21. College Football Heisman Winner. Wager on which team will win the Heisman Trophy.

22. College Football Regular Season Wins. Wager on the number of regular season wins made by a team. Team must play all regular season games for the wager to have action.

H. Live Football Rules.

1. In case of any delay (rain, darkness...), all markets remain unsettled and the trading will be continued as soon as the match continues.
2. Markets do not consider overtime unless otherwise stated.
3. In case of abandoned or postponed matches, all markets are considered cancelled unless the match continues in the same NFL weekly schedule (Thursday-Wednesday local stadium time).
4. **Points Spread- Winner with Handicap in .5 increments (Away, Home)**
 - a) Game – Includes overtime
 - b) Reg – Only points during regular time are considered
 - c) 1st Half – Only points scored during first quarter and second quarter are considered
 - d) Q1-Q4 – Only points scored in the specific quarter are considered
5. **Total – Game Total (Over, Under)**
 - a) Game – Total points scored by both teams, includes overtime
 - b) Reg – Only points during regular time are considered
 - c) 1st Half – Only points scored during first quarter and second quarter are considered
 - d) Q1-Q4 – Only points scored in the specific quarter are considered
6. **Money Line- Winner (Away, Home)**
 - a) Game – Includes overtime
 - b) Reg – Only points during regular time are considered
 - c) 1st Half– Only points scored in the first half will be considered
 - d) Q1-Q4 – Only points scored in the specific quarter are considered
7. **Three Way- Outcome (Away, Home, Draw)**
 - a) Reg – Which team will win the game, no overtime
 - b) 1st Half – Which team wins the first half
8. **Will be OT – Will there be overtime (Yes, No).** Will there be overtime in this game
9. **Win Margin- Predefined Range of Points team wins by (XXXXXX).**
Game – Includes overtime
10. **Point Rave- First Team to Score X PTS in Game (Away, Home)**
 - a) Including Overtime
 - b) Which team will score X points in the game first (for example: Current score is 20-19, then the home team reached 20 points first).
 - c) If a game ends before any team reaches X points, this market is considered cancelled
11. **Next to Score – Which Team will Score Next? (Home, Away, Neither)**
 - a) Game – Including overtime
 - b) 1st Half – Only points scored in first half will be considered

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12. Next Score Kind– How will next point be scored (TD, FG, Safety, None). Game – includes overtime

13. Odd Even- Final Combined Score will be (Odd, Even)

- a) Game – Including Overtime
- b) 1st Half – Only points scored during first half are considered

IX. Golf

- A. Date/Site Changes.** In the event of a tournament being postponed, rearranged or moved to a different course, all bets will stand.
- B. Minimum Length of Play.** In the event of a tournament being shortened or otherwise affected due to weather conditions, all bets other than those placed after the last completed round will stand provided at least 36 holes or all originally scheduled holes have been played and a trophy has been awarded. Those placed after the last completed round will be refunded. This does not apply when a tournament is played over more than one course and in this instance all players must have played the same rotation, otherwise all bets will be refunded.
- C. Golf Wagers.** All winning bets will be settled at the prices shown at the time the bet was accepted. Bets will be settled at the place terms on offer when the bet was placed.
- D. Hole Winner Markets:** Winning bets must predict which of the quoted players will win the hole. In 3-way player markets, dead heat rules apply. In 2-way player markets, the tie will also be offered, and this will win if they both score the same score on the hole. If a player withdraws on a hole, the other player(s) will be deemed the winner regardless of their score on the hole but provided they complete the hole.
- E. Make/Miss the cut:** Bets will be refunded for any player who does not start the tournament. If a player withdraws at any stage after starting the tournament, bets will be settled as losers.
- F. Match play:** Winning bets must predict the winner of a match play match. In team events, final day singles will be settled on the official result. In a match play tournament, the winner will be the player progressing to the next round or becoming the tournament winner.
- G. Match play Winning Margin:** Winning bets must predict the winning margin in the relevant match play event. The official result counts for settlement purposes.
- H. Mythical 2/3 Balls:** The winner will be the player who shoots the lowest score in the specified round. If all players do not start the round, bets will be refunded. If a player withdraws or is disqualified during the specified round, the other player will be deemed the winner. If all players withdraw or are disqualified during the specified round then bets will be refunded.
- I. Player Hole Scores:** Winning bets must predict the number of shots it takes for a player to complete a specified hole. Prices are for a player to achieve a certain score such as Birdie, Bogey, Albatross, Eagle etc. on a particular hole, e.g. First Hole bets will be settled on the score of the first hole of the course (flag number 1). For example, if Tiger Woods teed off on Hole 10 to start his round the bet would not be settled on Tiger Woods first hole played it would be when Tiger

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Woods finishes playing the first hole on the course (flag number 1). If a player fails to complete a hole for whatever reason, bets will stand provided that the hole is completed on a subsequent day. If there is no opportunity to complete the hole, all bets will be refunded. If a player withdraws whilst playing the specified hole, all bets will be refunded.

- J. Round Leader Markets:** Bets will be settled after the specific round has been completed. Dead heat rules apply.
- K. Tournament Prices:** Winning bets must predict the winner of the tournament. If a playoff is required to determine the tournament winner, the winner of the playoff will be deemed the tournament winner. In the event of a shared win, the operator reserves the right to settle as they see fit based on all available evidence. Dead heat rules apply for all placings in a tournament.
- L. Tournament Group Betting:** Winning bets must select the player who achieves the highest tournament placing from a selected group. In the event of any player in the group not teeing off, bets will be refunded. Players missing the cut will be eliminated unless all of the players in the group miss the cut. If this occurs the lowest score at that stage will determine the winner. Dead heat rules apply if two or more players are tied at the end of the tournament, unless the result is determined by a playoff in which case the playoff winner is considered the group winner.
- M. Tournament Match Bets:** Winning bets must select the player with the lowest score at the end of the tournament, provided that 36 holes have been played in a 72-hole tournament. If both players finish on the same score, 'Tie' is the winner, regardless of whether the two players involved subsequently contest a playoff. Both players in a match bet must tee off for bets to stand. In a tournament played on a combination of courses, all bets will be refunded if the players do not complete the same itinerary of courses. If one player misses the cut, the other player will be deemed to be the winner. Where both miss the cut, the player with the lowest score after the cut has been made is deemed the winner. If one player is disqualified or withdraws before the cut is made or after both players have made the cut, the other player will be deemed the winner (even if the other player does not make the cut). If a player is disqualified or withdraws in the rounds after the cut, when his/her opponent has already missed the cut, the disqualified player will be deemed the winner. If both players withdraw or are disqualified before the cut, all bets are refunded. The same applies if this happens to them both after they have made the cut.
- N. To hit the fairway:** This market is settled on the finishing position of the golf ball after the tee shot. Official sources will be used for settlement. If no official result can be determined via these sources or TV pictures, bets will be refunded.
- O. To Finish Last:** Winning bets will predict who will finish last in the tournament. Any bets placed on players who withdraw before all scheduled holes are completed will be settled as losing bets. If there is a tie for last place, dead heat rules will apply.
- P. Top 5/10/20:** Bets will be refunded on any player that does not start a tournament. If a player starts and then withdraws for any reason, bets will be losers.

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- Q. Top Nationality Markets:** Only the players listed within these markets count. Bets on non-runners will be refunded.
- R. Yearly Order of Merit/Official Money List Winner:** Winning bets must predict the winner of the Order of Merit/Official Money List at the end of the season. Settlement is determined following the last counting tournament and will not be affected by any subsequent enquiries or alterations.
- S. 18-Hole/36-Hole Match Bets:** Winning bets must predict the player with the lowest score over 18/36 holes. If both players finish on the same score, 'Tie' will be the winner, regardless of whether the two players involved subsequently contest a playoff. Both players in a match bet must tee-off for bets to stand.
- T. 2-Ball/3-Ball Betting:** Winning bets must select the player with the lowest score over the specified number of holes. In the event of any player not teeing off, all bets will be refunded. Once a player has teed off, all bets will stand regardless of whether they subsequently withdraw or are disqualified from the tournament. If a price is offered for the 'Tie' in 2-ball betting, a tied score will result in 'Tie' being declared the winner. If a price is not offered for the 'Tie', all bets will be refunded. Bets will normally be offered based on player pairings or groups in the tournament. In the event of a 2 or 3 ball being rearranged, bets will be settled on the original pairings. Dead Heat rules apply to all 3-ball betting.
- U. Bogey Free Round.** Bets will be losers if the player scores a bogey or worse on any hole.
- V. Golf Futures.** Oneida Sportsbook will void and refund any future wager on a specific player if that player withdraws before the start of the event. Once a player tees off on the first hole all future wagers on that specific player will stand.
- X. Hockey**
- A. Date/Site Changes.** Regular season Hockey games must be played on the scheduled date/location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.
- B. Minimum Length of Play.** For wagering purposes, unless otherwise stipulated in individual Hockey sports wager rules, results are official after 55 minutes of play for US Pro Hockey and 60 minutes of play for non-US Hockey.
- C. Pre-Game Hockey Wager Rules.** Hockey wagers are accepted in the following manner:
- 1. Puck Line:** A wager in which a bettor "takes" or "lays" a specified number of goals. The team wagered must "cover" the goal line for the wager to be deemed a winner. Unless otherwise specified as "Regular Time" on the individual market, overtime periods are counted in the final score. In the event of a shootout, the winner of the shootout will have one (1) goal added to its score and one goal will be added to the game total, regardless of the number of shootout goals scored
 - 2. Money Line:** A wager in which the bettor "takes" or "lays" a specified price. The team wagered must only win the game for the wager to be deemed a

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winner. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score. In the event of a shootout, the winner of the shootout will have one (1) goal added to its score and one goal will be added to the game total, regardless of the number of shootout goals scored.

3. Total Goals: A wager on whether the total number of goals scored in a game is over or under a specified number. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score. In the event of a shootout, the winner of the shootout will have one (1) goal added to its score and one goal will be added to the game total, regardless of the number of shootout goals scored.

4. Periods: Wagers on any specified period will be decided on goals scored during the specified period only. This wager may be a point spread and/or a money line. All specified periods must be played to their completion or the wager will be refunded. Once a specified period is completed, that specified period wager will stand regardless of the length of the remainder of the game. Third Period wagers do not include overtime periods.

5. Team to score first: Settled on the first score of the game. Bets stand even if game is not completed. Overtime counts.

6. Team to score last: Settled on the last team to score. Game must be completed. Overtime counts.

7. Highest Scoring Period: Bet on which period will produce the most goals. Dead heat rules apply. Game must be completed for bets to stand.

8. Race to x goals: Winner being the team who reaches the specified goals tally first. Should neither team reach the total, and a ‘Neither’ option is not offered, then bets on that market will be refunded.

9. Hockey Props. Various unique wagers may be offered from time to time, called proposition bets. When wagering proposition bets, unless stated otherwise, overtime does count for settlement of wagers.

10. Hockey Player Props. Players do not have to start for action but must play for action. If a player does not take any part in a game, then wagers on that player proposition will be refunded. Player prop wagers do include overtime, but not shootouts unless otherwise specified.

11. Hockey Futures. Hockey season long futures are unique wagers which will be offered from time-to-time. For all season long match wagers and division betting, all wagers stand regardless of team relocation, or a change to team name, season length or playoff format. Unless stated otherwise in the market, team(s) must play in all of their scheduled regular season games as determined by the league’s governing body at the start of the season for wagers to have action. If team(s) do not compete in all scheduled games then wagers will be refunded, except for those wagers which have been unconditionally determined. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.

a) Division of Winning Team. Wager on which division the winner originates from.

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- b) **Conference of Winning Team.** Wager on which conference the winner originates from.
- c) **State of Winning Team.** Wager on which state the winner originates from.
- d) **Country of Winning Team.** Wager on which country the winner originates from.
- e) **Name the Finalists.** Which two teams will meet in the Championship Series. Should no series take place, all bets are refunded.
- f) **Exact Outcome.** Which team will win, and who will they beat in the named series. Should no series take place, all bets are refunded.
- g) **#1 Seed.** Team to be the #1 seed at the end of the regular season.
- h) **Double Chance.** Wager on whether either of the two named teams will be declared the winner for the named market.
- i) **Hockey Division and Conference Futures.** Division Winner markets will be settled on who finishes top of the relevant division after the conclusion of the Regular Season. If two or more teams have the same Regular Season win record, then ties will be broken using the governing body's official rules to determine an outright winner.
- j) **NHL Division Finishing Position.**
 - (1) Wager on the exact position a named team will finish within their division.
 - (2) Conference Winner markets will be settled on team's performance in the playoffs. Regular season records do not count. If there is any change to the post season structure whereby a Conference Finals Series is not possible, or called early, Conference Winner will be settled on the team that advances to the NHL Finals from that Conference.
 - (3) For Playoff Series Winner, the team that advances to the next round is deemed the winner.
 - (4) Wagers for all other markets are refunded if the required minimum number of games (according to the respective governing organizations) are not completed, or the number of games changes.

12. Hockey Grand Salami Prop. The Ice Hockey Grand Salami will be decided by adding up all the scores for the games scheduled for that particular day using official league sources. All games must be completed for action. Goals scored in overtime are included.

D. Live Hockey Rules,

- 1. All markets (except period, overtime and penalty shootout markets) are considered for regular time only, unless it is mentioned in the market.
- 2. If a match is interrupted and continued within 48 hours after initial start, all open bets will be settled with the final result. Otherwise all undecided bets are considered cancelled.
- 3. If a match is interrupted or postponed and is not continued within 48 hours after initial start date, betting will be cancelled.

E. Money Line- Winner (Away, Home)

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1. Game – Includes overtime
 2. Reg – Regulation only; If match ends in a draw after regulation, all bets are considered cancelled
 3. P1-P3 – Only Goals scored in the specific period are considered
 4. Pen – Which team will win penalty shootout; Only goals during penalty shootout are considered
- F. Total- Total Goals scored by Both Teams (Under, Over)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- G. Points Spread- Winner with Handicap in .5 Increments (Away, Home)**
1. Game – Includes overtime
 2. Reg – Only goals during regular time are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- H. Three Way – Outcome (Away, Home, Draw)**
1. Reg – Which team will win the game, no overtime
 2. P1-P3 – Which team wins the specific period
- I. Win Rest – New Game (Away, Home, Tied)**
1. Reg – Which team will score more goals in the remaining time; Not including overtime
 2. P1 – Which team will score more goals in the remaining time of the first period
 3. P2 – Which team will score more goals in the remaining time of the second period
 4. OT – Which team will score more goals in the remaining overtime
- J. Match and Total- Match and Total (Team and Total Parlay)**
Reg – No overtime
- K. Next Goal- Next Goal Scored (Away, Home, No Goal Scored)**
1. Game – Which team scores next goal in entire game
 2. Reg – Which team scores next goal; Regulation Only
 3. P1-P3 – Only goals scored in specific period are considered
 4. OT – Only goals scored in overtime are considered
 5. Pen – Only goals scored in the penalty shootout are considered
- L. Away Total- Total Goals Scored by Away Team (Over, Under)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- M. Home Total- Total Goals Scored by Home Team (Over, Under)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- N. Away Goals- Exact Number of Goals Scored by Away Team (0,1,2,3+)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- O. Home Goals- Exact number of Goals Scored by Home Team (0, 1, 2, 3+)**

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1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- P. Exact Goals- Exact Number of Goals Scored by Both Teams (0-1, 2, 3... 9+)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered

XI. Soccer**A. Date/Site Changes.**

1. Soccer games must be played on the scheduled date and location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application. A club team playing a European competition is classed as playing at Home if the event is moved from the club's usual ground to a ground within their national boundaries, e.g. when Tottenham Hotspur played their Champions League home games at Wembley Stadium.
2. Oneida Sportsbook will always try to identify matches played at a neutral venue. For matches played at a neutral venue (whether indicated or not), bets will stand regardless of which team is listed as the home team. If an official fixture lists different team details to our scheduled match, then bets will be void, e.g. Reserves/U21s/Development team. This does not apply to instances where Oneida Sportsbook lists a scheduled match without the term 'XI' in the team name or Club Friendlies where all bets stand regardless of the players used to complete regular play, whereby prices are subject to fluctuation. If there is a change of venue, all bets will be deemed void.
3. Specific extra time bets will stand regardless. This is defined as any scheduled period of play, normally two halves of 15 minutes, between the end of regular play and the end of the game. Hence, if any other time period is played these bets will be settled accordingly regardless of the periods played (e.g. 2 halves of 10 minutes).

B. Minimum Length of Play

1. For wagering purposes, unless otherwise stipulated in individual Soccer sports wager rules, results are official after 90 minutes of play plus injury time.
2. Abandoned matches: Any scheduled match abandoned before the completion of regular play will be refunded, except for all bets where the outcome has already been determined at the time of abandonment. If a match commences but for whatever reason, including any suspension of play, does not conclude on the same day (local time), all bets on that match will be deemed void except where settlement has already been determined. For example, where the first goal has been scored by a named player, the First Goalscorer and Time of First Goal markets, amongst others, will stand. Where the match is concluded on the same day that it commenced (local time), all bets will stand, regardless of any suspension of play.
3. Suspended matches: Bets on any scheduled match suspended before the completion of regular play will be refunded if the match is not restarted on the

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same day (local time) and played to completion, even if the governing body declares the result of the shortened match to stand for competition purposes. Bets on which the outcome has already been determined at the time of suspension will stand. For example, where the first goal has been scored by a named player, the First Goalscorer and Time of First Goal markets, amongst others, will stand. Where the match is concluded on the same day that it commenced (local time), all bets will stand, regardless of any suspension of play.

Example:

Real Madrid v Barcelona is 1-0 and is suspended due to a crowd disturbance after 47 minutes. Match does not continue on same day but is played to a conclusion (48-90) a week later. Any bets already determined are settled eg First Goalscorer, Half-Time, First Goal etc. All other bets are refunded.

Real Madrid v Barcelona is 1-0 and is suspended due to a crowd disturbance after 47 minutes. Match continues 2 hours later on same day and is played to a conclusion (48-90). All bets are settled as normal.

4. Postponed matches: For any cancelled or postponed match, any bets struck prior to the scheduled kick-off will be refunded. All bets stand on any match that is delayed prior to the scheduled kick-off time and takes place on the same day. Matches played in a tournament finals, e.g. World Cup Finals, European Championship Finals, or Copa America Finals (but not qualifiers for these finals) will not be void if postponed and will stand for the new date they are played.

C. **Pre-Game Soccer Wager Rules**

1. **90-Minute:** Wager is on the outcome of a soccer match, determined on the score at the end of 90 minutes of play PLUS any time the referee adds to compensate for injuries and other stoppages. 90-Minute wagers do not include periods of extra time or penalty shootouts. If a match takes place but is not completed as advertised (e.g. it is not a 90-minute match or is split into three periods, rather than two), all bets in the match will be refunded. If any team starts a match with less than 11 players, all bets on that match will be refunded. If a match is postponed or cancelled, any bets placed prior to the scheduled start of the match will be refunded.

2. **To Advance/To Lift the Trophy:** Wager on a team in a soccer match to advance to the next level or round of competition. Wagers will be decided on the score at the referee's final whistle at the match's natural conclusion, whether the match is decided in regular time, extra time or in a penalty shootout.

3. **Three Way:** A wager in which there are three (3) possible outcomes in a soccer match. If the wagering offer on a match includes the draw as a third option and the match ends in a draw, wagers on the draw will be paid, while wagers on both teams will lose. Three Way wagers will be decided on the score after 90 minutes of play and any time the referee adds to compensate for injuries and other stoppages.

4. **First/Last Goalscorer:** A wager on which player will score first/last in a soccer match. Wagers are refunded on player who does not take part in the match or who comes on as a substitute after the first goal has been scored. Own goals do not count for first goalscorer bets and are ignored for settlement purposes. For

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Last Goalscorer wagers and wagers for a player to score 2 and 3 or more goals, all players taking part at any point of the match are deemed to have played for the purposes of Last Goalscorer bets, irrespective of whether they were on the field at the time the last goal was scored.

5. Double Result: A wager on the result at half-time and full-time (i.e. at the end of 45 minutes plus injury time and 90 minutes plus injury time). Wagers will be refunded if the match is abandoned prior to the completion of 90 minutes play plus injury time.

6. Spread and Total: Bets settled on outcome of the period the markets relate to. If the outcome is exactly equal to the betting line, then bets will be refunded.

7. Total Goals Odd/Even: Resulted on the score at the end of regulation. No goals counts as even in this market.

8. Penalty Shootout Winner: Wager on the outcome of the Penalty Shootout. Should a shootout not take place, then bets will be refunded.

9. Correct Score: Wager on the final score. The match must be completed or else bets will be refunded.

10. Double Chance: Wager on whether either of the two named teams will be declared the winner for the named market.

11. Team to score first: Settled on the first score of the game. Bets stand even if game is not completed. Any periods of extra time do not count.

12. Team to score last: Settled on the last team to score. Game must be completed.

13. Highest Scoring Half: Bet on which half will produce the most goals. Dead heat rules apply if tie is not an option. Game must be completed for bets to stand.

14. Race to x goals: Winner being the team who reaches the specified goals tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.

15. Top Goalscorer/Top Team Goalscorer: A wager on the player to be the top goalscorer in a tournament, league or cup. All wagers are action in a tournament provided the player is named in the playing squad and has the opportunity to play in the named tournament. If more than one player finishes on the same number of goals, then dead heat rules will apply. Goals scored in penalty shoot-outs do not count. Wagers placed on a player to be top Goalscorer in a given league are based on regular season games only and do not include play-offs.

16. Time of First Goal: Wagers on the time of the first goal in a match. The 1st minute of the game is considered to be from the 1st second to the 59th second. The 2nd minute is from 1 minute to 1 minute 59 seconds. If a goal is scored in injury time of first half, the winning selection will be the 41-50 min bracket. If the goal is scored in injury time of the second half, the winning selection will be the 81-90 minute bracket.

17. Team to Qualify for Next Round: If a game offered within a specific round of a competition is postponed, 'Team To Qualify' bets still stand, irrespective of the length of the delay. If a team qualifies for the next round but no match is played (opposition withdraws/is disqualified), all bets on the To Qualify

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market will be void. When a price is quoted for a team to qualify for the next round of a given tournament over two legs, bets placed on that market will be settled immediately on completion of the second match based upon the events that occur during both matches. This will include normal time, injury/stoppage time added on by the match official at the end of normal time, extra time, away goals if applicable, and penalty shoot-outs; should the tie progress as such. Matches where one leg of the tie is no longer played at the venue advertised, bets will stand as long as the venue remains in the same country and is not switched to the opponent's ground/another country. Should this occur, all bets will be void. Matches originally set to be played in a Neutral country will stand if moved to another country. If a tie is reduced from 2 legs to 1 leg, then all Team to Qualify bets will be deemed void.

18. Bookings and Cards:

- a) All Cards/Bookings wagers are based on cards shown during regular play only. The following cards will not apply for betting purposes: cards that take place in extra time; cards cancelled by the referee during the match; cards shown to non-active players; cards shown before the kick-off or after the final whistle; and cards shown between the final whistle of regular time and the start of extra time. Cards shown during the half-time interval count towards second-half and full-time markets. For all markets relating to booking points, the following rules apply: a yellow card is 10 points; a red card is 25 points; however, a second yellow card is ignored such that a maximum of 35 points can be awarded per player. For all markets relating to cards, the following rules apply: a yellow card counts as 1; a red card counts as 2; however, a second yellow card is ignored such that a maximum of 3 cards can be awarded per player for betting purposes.
- b) Tournament Cards/Bookings bets are settled on total number of bookings that occur within a specified tournament. The result from the official tournament website will be used for settlement.

- D. **Soccer Futures.** Soccer season long futures are unique wagers that will be offered from time-to- time.
- E. **Soccer Division Winner Futures.** For Divisional/League winner markets, wagers are settled on the final League positions at the end of the scheduled season, irrespective of what happens in any Divisional play-offs, with wagers on "Who Will Win a League" being settled on the team who lifts the trophy. Wagers will stand on any team that does not complete all its games. Season match wagers are settled on which of two teams will place highest in the league at the end of the season. If teams finish level on points, then the tie breaker used by the league (e.g. goal difference or head-to-head records) will decide the winner.
- F. **Soccer Top Goalscorer Futures.** Wagers placed on a player to be the Top Goalscorer in a given league are based on regular season games only. Any goals scored in subsequent play-off games do not count for betting purposes. Once a player is named in the squad and has the opportunity to play in the league that season, wagers will stand. Wagers placed on a player to be the top scorer in a given Tournament, or to be Top Team Goalscorer in a given tournament, will

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stand as long as the player is named in the squad and has the opportunity to play in the named tournament. If more than one player finishes on the same number of goals, then dead-heat rules apply (any tournament top scorer award, for example "Golden Boot" is ignored for settlement purposes). Goals scored in Extra-Time will count, but goals scored within Penalty Shootouts will not count.

G. Live Soccer Rules.

1. All markets (except halftime, first half markets, overtime and penalty shootout) are considered for regular time only.
2. If a match is interrupted and continued within 48 hours after initial kick-off, all open bets will be settled with the final result. Otherwise, all undecided bets are considered cancelled.
3. Regular 90 minutes: markets are based on the result at the end of a scheduled 90 minutes play unless otherwise stated. This includes any added injury or stoppage time but does not include extra-time, time allocated for a penalty shootout or golden goal.
4. Corner kicks awarded but not taken are not considered.
5. **Three Way- Outcome (Away, Home, Draw)**
 - a) Reg – Which team will win the match; Regulation only
 - b) H1 – Which team will win the first half
 - c) H2 – Which team will win the second half; Regulation only
 - d) OT – Which team will win the overtime; Does not include penalty shootout
6. **Money Line-Winner (Away, Home)**
 - a) Reg – Regulation only; If match ends in a draw after regulation, all bets are considered cancelled
 - b) Pen – Which team will win penalty shootout; Only goals during penalty shootout are considered
7. **Advance Next Round – Which Team Advances to Next Round (Away, Home).** Game – Includes overtime and penalty shootout if applicable.
8. **Win Rest- New Game (Away, Home, Draw)**
 - a) Reg – Which team will score more goals in the remaining time; Not including overtime
 - b) H1 – Which team will score more goals in the remaining time of the first half
 - c) OT – Which team will score more goals in the remaining overtime period.
9. **Next Goal- Which Team Scores Next Goal (Away, Home, No Goal Scored)**
 - a) Reg – Regulation Only
 - b) H1 – Only goals scored in first half are considered
 - c) OT – Only goals scored in overtime are considered
 - d) Pen – Only goals scored in the penalty shootout are considered
10. **Next Goal When- When will Next Goal be Scored (Time Intervals).** Reg – Settled on the time when the goal is scored; 15:01 counts as 16-30; 31-45 and 76-90 include any injury time; The time which is displayed on TV is

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considered, if not available the time when the ball crosses the goal line is considered and will be settled based on the time clock shown on TV.

11. Asian Handicap- Winner with Handicap in .25 Increments (Away, Home)

- a) Quarter handicaps split the bet between the two closest half intervals. For example, a \$1000 bet on a handicap of +.75 is the same as \$500 on +.5 and \$500 on +1. The bet is automatically split between the two. The player can win, tie, or lose, each half.
- b) Reg – Only goals during regulation time are considered
- c) H1 - Only goals during the first half are considered

12. Total- Total Goals Scored by both Teams in .5 Increments (Over, Under)

- a) Reg – Only goals during regulation time are considered
- b) H1 – Only goals during the first half are considered
- c) H2 – Only goals during the second half are considered
- d) OT – Only goals during overtime are considered

13. Asian Total- Total Goals by both Teams in .25 Increments

- a) Quarter handicaps split the bet between the two closest half intervals. For example, a \$1000 bet on a handicap of +1.75 is the same as \$500 on +1.5 and \$500 on +2. The bet is automatically split between the two. The player can win, tie, or lose, each half.
- b) Reg – Only goals during regulation time are considered
- c) H1 – Only goals during the first half are considered

14. Away Total- Total Goals Scored by Away Team (Over, Under). Reg – Total goals scored by away team in the game

15. Home Total- Total Goals Scored by Home Team (Over, Under). Reg – Total goals scored by home team in the game

16. Match and Total- Match and Total (Team and Total Parlay). Reg – No overtime

17. Correct Score- Exact Final Score (Away Team Winning Score, Home Team Winning Score). Reg – No Overtime

18. Exact Goals- Exact Number of Goals Scored by Both Teams (0-1, 2, 3, 4, 5, 6+)

- a) Reg – Only goals scored in regulation are considered
- b) H1 – Only goals scored in the first half are considered

19. Away Goals- Exact Number of Goals Scored by Away Team (0, 1, 2, 3+)

- a) Reg – Only goals scored in regulation are considered
- b) H1 – Only goals scored in the first half are considered

20. Home Goals- Exact Number of Goals Scored by Home Team (0, 1, 2, 3+)

- a) Reg – Only goals scored in regulation are considered
- b) H1 – Only goals scored in the first half are considered

21. How Decided- How Will the Game be Decided (Away, Home in Reg/OT/PKS). Game – Either team can win in regulation, in overtime, or in a penalty shootout

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22. **Both Score- Will both Teams Score (Yes, No).** Reg – Regulation only
23. **Odd Even- Final Combine Score will be (Odd, Even).** Reg – Regulation only
24. **Corner Bet- Most Corners (Away, Home)**
 a) Reg – Regulation only
 b) H1 – Only corner kicks in first half will be considered
25. **Corner Handicap- Head to Head Handicap in .5 Increments (Away, Home)**
 a) Reg – Regulation only
 b) H1 – Only corner kicks in first half will be considered
26. **Total Corners- Combined Corner Kicks in .5 Increments (Away, Home)**
 a) Reg – Regulation only
 b) H1 – Only corner kicks in first half will be considered
27. **Corners Away- Total Corner Kicks by Away Team in Fixed Intervals (0-2, 3-4, 5-6, 7+).** Reg – Regulation only
28. **Corner Home- Total Corner Kicks by Home Team in Fixed Intervals (0-2, 3-4, 5-6, 7+).** Reg – Regulation only

XII. Table Tennis

- A. Date/Site Changes.** All events must take place on the scheduled calendar day (local time) otherwise, all bets on the game will be void. However, if a match in the Olympics or World Championships is postponed bets will stand providing the match is rescheduled to take place before the closing ceremony. Event(s) must take place in the same city, but not restricted to a specific venue or arena.
- B. Minimum Length of Play**
1. In the event of a match not taking place or if a player/team is given a walkover, bets on that match are refunded.
 2. In the event of a match starting but not being completed for any reason, all bets on the outcome of the match will be refunded, except for those markets that have been unconditionally determined.
- C. Table Tennis Wagers**
1. **Match Winner:** Wager on who will win the match.
 2. **Set Betting (Correct Score):** The bet refers to the correct final score in sets.
 3. **Set Winner:** This bet refers to winner of a specific set. The respective set must be completed for bets to stand.
 4. **Lead after x points:** Who will have most points after the listed number of points have been played. Draw will be an option and will be the winner if tied at that stage. Should Draw not be offered, and the score is tied, then bets will be refunded.
 5. **Race to x points:** Winner being the team/player who reaches the specified points tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.
 6. **Who will win Nth point:** Betting on who will win the named point. Should the point not take place, bets will be refunded.

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7. **Tournament Winner:** Team/Player to win the named tournament. Should a participant take no part in the competition then bets on them will be refunded. Should they withdraw or be disqualified after the tournament begins, then bets on them will stand.

XIII. Tennis

- A. Date/Site Changes.** If a match is postponed your bet will stand provided the match is rescheduled to take place before the end of the tournament. In the event of a change of venue, playing surface or change from indoor court to outdoor or vice versa, all bets remain action.
- B. Minimum Length of Play.**
1. If a player retires or is disqualified either before the match starts or before the conclusion of the first set, all wagers will be voided.
 2. If a player retires or is disqualified after the 1st set has concluded, then the opposing player will be deemed the winner for all wagering purposes.
 3. If a match does not reach its natural conclusion, all full-match markets (Game/Set Spread and Totals) will be refunded.
- C. Pre-Game Tennis Wager Rules**
1. **Match betting:** A wager on one or more specified players(s) versus one or more other specified players(s) in a designated match. If a player withdraws (retires) or is disqualified after the first set has been completed, the player progressing to the next round or who is awarded the match by the umpire will be considered the winner. If the first set has not been completed, all match bets will be refunded.
 2. If a match does not reach a natural conclusion, any markets (besides match betting) that are not unconditionally determined will be refunded. In the event of a change to playing surface, venue or change from indoor court to outdoor and vice versa, all bets stand.
 3. **Set Betting:** The full number of sets required to win the match must be completed. If a player is awarded the match prior to the full number of sets being completed, all set betting on that match will be refunded. If a match is decided by a Champions tie-break, then this will be considered the third set.
 4. **Bet In-Play, Game by Game betting**
 - a) A game is defined as an ordinary game (not a tie break) which is completed on the same day that it commenced.
 - b) If a game is completed after an interruption for any reason that game shall be deemed to be complete for betting purposes.
 - c) If a game is completed by the awarding of a penalty point by the umpire, the game shall be deemed to be complete. However, if a game is completed by the awarding of a penalty game by the umpire, the game shall be refunded, and all stakes shall be returned.
 - d) If a player retires from a match while a game is in progress, but before that game has been completed, that game shall be deemed to be incomplete and all stakes shall be returned. Bets on a game which subsequently becomes a tie break will be settled as refunded.

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- 5. Current Set Betting:** If a player retires from a match while a set is in progress, but before that set has been completed, that set shall be deemed to be incomplete and all stakes shall be returned.
- 6. Handicap betting:** This bet is based on the number of games each player wins in a given match. E.g. a player given a 3.5 game start on the handicap who loses 7-6, 7-6, 7-6, would be the winner for handicap betting purposes. If a player is awarded the match due to a withdrawal prior to the full number of sets being completed, all handicap bets on that match will be refunded unless, at the time of the withdrawal, the result of the handicap betting is already determined.
- 7. Total games:** Bets on the total number of games in a match will be over/under a particular number, e.g. 21.5 games. In the event of a retirement, bets will be refunded unless at the time of the withdrawal the result of the total games is already determined e.g. If a match is abandoned at 6-4 4-4, bets on Over/Under 19.5 games or fewer in the match are settled as winners/losers respectively, since any conclusion to the match would have to have had at least 20 games.
- 8. To Win / Lose First Set and Win the Match:** If either player withdraws from the match before the first set finishes, then bets will be refunded. If the first set has been completed, then the match part of the bet will be determined by the player awarded the match.
- 9. Match Tiebreaks:**
- a)** In some competitions, an extended tie-break (Match Tiebreak – sometimes referred to as a “Super Tiebreak”) is played in place of a final deciding set. For settlement purposes, this Match Tiebreak will be considered as one set (for set-related markets) and one game (for game-related markets). For example, in a ‘Best of three sets’ match, if Team A won the first set 6-0, Team B won the second set 6-0 and then Team B went on to win the Match Tiebreak, then the market Set Betting would be settled as 2-1 in Team B’s favor. The market Total Games would be settled against a total of 13 games.
 - b)** For tennis matches that use the Match Tiebreak (in place of a final set), in the event that the next game turns out to be a Match Tiebreak, bets on the following markets will all be settled as refunded.
- 10. Game/Point Related Markets:** If the wrong player has been set as the server for any individual game (Current or Next Game) then all markets relating to the outcome of that specific game will be refunded, regardless of the result. In the event of a game not being completed, all bets on the game will be refunded with the exception of Game to Deuce if the result has already been determined.
- 11. Lead after x points:** Who will have most points after the listed number of points have been played. Draw will be an option and will be the winner if tied at that stage. Should Draw not be offered, and the score is tied, then bets will be refunded.
- 12. Race to x points:** Winner being the team/player who reaches the specified points tally first. Should neither team reach the total, and a ‘Neither’ option is not offered, then bets on that market will be refunded.
- 13. Who will win Nth point:** Betting on who will win the named point. Should the point not take place, bets will be refunded.

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- 14. Tournament Winner:** Team/Player to win the named tournament. Should a participant take no part in the competition then bets on them will be refunded. Should they withdraw or be disqualified after the tournament begins, then bets on them will stand.
- 15. Quarter Winner:** Team/Player to win the Quarter of the Draw they are in. Should a participant take no part in the competition then bets on them will be refunded. Should they withdraw or be disqualified after the tournament begins, then bets on them will stand.
- 16. IPTL (International Premier Tennis League) Substitute Players**
If during a set a player is substituted, ALL bets including “bet in play” will stand. If a set doesn’t start with the players indicated, all bets on that set will be refunded.
- D. Live Tennis Rules**
1. In case of a retirement or walk over of any player, all undecided bets are considered cancelled.
 2. In case of a delay (rain, darkness...) all markets remain unsettled and the trading will be continued as soon as the match continues.
 3. If penalty point(s) are awarded by the umpire, all bets on that game will stand
 4. In case of a match being finished before certain points/games were finished, all affected point/game related markets are considered cancelled.
 5. If a match is decided by a match tie-break, then it will be considered to be the third set.
 6. Every tie-break or match tie-break counts as 1 game
- E. Money Line – Winner (Player1, Player2)**
1. Game – Which player will win the match
 2. TSet – Which player will win the specific set
 3. TGame – Which player will win the next game
- F. Total – Total games played (Over, Under)**
1. Game – Entire match
 2. TSet – Specific set
- G. Which player will win games X and Y of set N (Player1, Player2, Split).**
Game – Always for the next 2 games; offered only before the first of the 2 games is started
- H. Number of Sets, Best of 3 – Exact number of sets played in match (2 Sets, 3 Sets).** Game – Best of 3 sets
- I. Number of Sets, Best of 5 – Exact number of sets played in match (3 Sets, 4 Sets, 5 Sets).** Game – Best of 5 sets
- J. Final results (Player1 Wins 2-0, 2-1; Player2 wins 2-0, 2-1).** Game – In sets, best of 3
- K. Final results (Player1 Wins 3-0, 3-1, 3-2; Player2 wins 3-0, 3-1, 3-2).** Game – In sets, best of 5
- L. Correct Score – Exact final score (Player1 Winning Score, Player2 Winning Score)**
1. TSet – Specific score for the set
 2. TGame – Specific score for a specific game by set

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M. Odd Even – Total number of games played

1. Game – Games for the entire match are considered
2. TSet – Only games of specific set are considered

XIV. Esports

- A. If there is a change to the scheduled number of games or maps played in the match, bets placed on this market will stand.
- B. If there is a change in the venue for a match, bets placed on this market will stand.
- C. If there is a change in the team members in the match, bets placed on this market will stand
- D. If a player participates in an official match with a different/wrong nickname bets placed on this market will stand unless it is clear that it was not the player that was supposed to play the match.
- E. If the name of a player or team has been spelt incorrectly, bets placed on this market will stand.
- F. If a match is postponed or re-scheduled, bets placed on this market will stand, provided, the match is played before the end of the competition.
- G. If a match is postponed and not played the end of the competition, bets placed on this market will be void.
- H. If a player or team is given a walkover on at least one game or map before the match starts, bets placed on this market will be void.
- I. If a player or team is given a bye into the next round before the match starts, bets placed on this market will be void
- J. If a player or team is disqualified or retires from the match, bets on this market will be settled on the player or team determined as the winner by the official rules of the respective governing body.

XV. Olympics

- A. **General Olympic Rules.** If an event is cancelled, all bets are void. If any event/match is postponed bets will stand providing the event is rescheduled to take place before the closing ceremony. This rule supersedes any of the individual sports' postponement rules. If a competitor or team does not start a race or tournament then bets placed on that competitor or team will be considered void and stakes will be refunded.
- B. **Final Medal Placings.** All bets on the number of medals will be settled on the official medal table at the end of the Olympic Games. Any changes made by any governing body at a later date do not count for betting purposes.
- C. **World Records and Olympic Records.**
 1. All bets are settled using unofficial results reported immediately after the conclusion of the event.
 2. All bets on the cumulative number of Olympic Records or World Records will be settled at the end of the Olympic Games.
- D. **Results**
 1. All bets are settled using unofficial results reported immediately after the conclusion of the event.
 2. In the event of more than one medal being awarded for the same position, for example there is potential for 2 bronze medals in boxing, Dead Heat Rules apply.

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E. Olympic Wagers

1. **Team Medals:** Any medals won by a team/nation per competition count as one medal regardless of the number of team members.
2. **Which country will win the most gold medals:** If two or more countries gain an equal number of gold medals, the number of silver medals will decide. If the number of medals is still equal, the number of bronze medals will decide.
3. **Which country will win the most silver medals:** If two or more countries gain an equal number of silver medals, the number of gold medals will decide. If the number of medals is still equal, the number of bronze medals will decide.
4. **Which country will win the most bronze medals:** If two or more countries gain an equal number of bronze medals, the number of gold medals will decide. If the number of medals is still equal, the number of silver medals will decide.
5. **Head to Head betting**
 - a) For markets relating to a full event, wagers are settled based on the final ranking from the official results. If there is no official final ranking, then the last successfully completed match/stage will be considered the final position. If competitors finish the event in the same position or their last successfully completed stage was the same, dead heat rules apply.
 - b) For markets involving a particular stage of a competition, all wagers are settled based on the official results at the end of that stage. If the competitors finish the stage in the same position, dead heat rules apply.
 - c) If one or more competitors do not start, all bets are void. If a competitor starts the competition but is subsequently disqualified or does not complete the competition, all bets on that competitor are settled as losing wagers. If all listed competitors start the competition but are subsequently disqualified or do not complete the competition, then all bets are void.

XVI. In-Play Wagers

- A. If games do not finish in their entirety, Handicap and Total "In-play" wagers will be refunded.
- B. Once an in-play wager is submitted, it will be considered "action" and will not be voided.
- C. For partial-game wagering, wagers are considered "action" upon the completion of the specified proposition.
- D. **Football**
 1. Overtime periods count towards the point line, total, and money line for full game wagers, unless otherwise specified.
 2. Ties will be refunded.
- E. **Basketball**
 1. Overtime periods count towards the point line, total, and money line for full game and second half wagers, unless otherwise specified.
 2. Ties will be refunded.
- F. **Baseball.** The event needs to go at least 8 ½ innings for the spread and totals markets to be "action". At least 6 ½ innings for a seven-inning game

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- G. Hockey.** For In-play period wagers, the period must be played to its conclusion to have “action.”
 - H. Soccer.** Wagers for all full-game propositions are valid providing at least 90 minutes of play plus added injury time by the officials has occurred, unless otherwise specified. Extra time or penalty kicks are not included.
 - I. Tennis.** Following the completion of at least 1 full set, whoever is declared the winner of the match will be considered the winner for betting purposes. For all game spreads and game totals, the match must be completed in full for these bets to have action.
- XVII. Voids/Cancellations.**
- A.** Oneida Casino Sportsbook reserves the right, at its own discretion, to declare a bet void, totally or partially, if it is obvious that any of the following circumstances have occurred:

 - 1.** Bets have been offered, placed and/or accepted due to an error, which may include, but is not limited to, incorrectly posting the events, odds, wagers, and/or results.
 - 2.** Bets placed while the website was encountering technical problems, that would otherwise not have been accepted.
 - 3.** Influence Betting.
 - 4.** Syndicate Betting.
 - 5.** A result has been affected by illegal activity, directly or indirectly.
 - 6.** Wagers involved in Suspicious Transaction Reporting.
 - 7.** Any erroneous pre-game wagers accepted after the scheduled start time.
 - 8.** Any erroneous live-game wagers accepted at an incorrect price due to delayed or failing of the ‘Live’ coverage.
 - B.** Tickets will not be cancelled or voided prior to the start of an event except as provided in this section.
 - C.** Once both parties accept a wager, tickets will not be cancelled or voided after an event officially begins except as provided in this section.
 - D.** Customer’s may not cancel wagers at any time or for any reason without the approval of on Oneida Casino Sportsbook manager/supervisor.
 - E.** Oneida Casino Sportsbook reserves the right to cancel or suspend wagering on events related to a Suspicious Transaction Report by posting notice of any such suspension/cancellation in the Oneida Casino Sportsbook.

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XVIII. Pay Charts

Parlay Odds - Totals Included							
2	3	4	5	6	7	8	
13.5/5	6.5/1	13/1	25/1	48/1	92/1	180/1	
TIES REDUCE TO NEXT LEVEL							
6 Point Football Teaser Pay Table - Totals Included							
2	3	4	5	6	7	8	
-125	+150	+250	+400	+600	+900	+1250	
6.5 Point Football Teaser Pay Table - Totals Included							
2	3	4	5	6	7	8	
-140	+140	+200	+350	+500	+800	+1100	
TIES REDUCE TO NEXT LEVEL							
7 Point Football Teaser Pay Table - Totals Included							
2	3	4	5	6	7	8	
-150	+120	+180	+300	+425	+650	+900	
TIES REDUCE TO NEXT LEVEL							
5 Point Basketball Teaser Pay Table - Totals Included							
2	3	4	5	6	7	8	
-120	+140	+200	+350	+500	+700	+1000	
TIES REDUCE TO NEXT LEVEL							
5.5 Point Basketball Teaser Pay Table - Totals Included							
2	3	4	5	6	7	8	
-125	+135	+190	+300	+450	+650	+900	
TIES REDUCE TO NEXT LEVEL							
6 Point Basketball Teaser Pay Table - Totals Included							
2	3	4	5	6	7	8	
-140	+120	+180	+280	+400	+600	+800	

- A. Odds are for Football and Basketball based on -110.
- B. Max "Off the Board" payout on any parlay or teaser is 299 to 1.

XIX. Parlays & Teasers

- A. **Parlays**
 1. All parlay bets placed are subject to the sportsbook house rules that apply to each individual sport that relates to any leg of any parlay bet.
 2. Off-the-board maximum off the board parlay payoff limit/Cap is 299:1.
 3. A parlay bet will be reduced to the next number of teams played if any of the games result in a betting tie or if any of the games are postponed or cancelled. If this parlay consists of two team in the above situation, the remaining game becomes a straight bet.
- B. **Teasers.** In the case of any of the selections resulting in a tie the selection will be treated as a Push and the teaser will reduce to the next leg. Teaser bets are governed by the same rules as parlay bets. The only exception is the two team teaser. If one of the games result in a betting tie, there is no action and the wager will be refunded.

XX. Mobile Wagering Accounts (When Applicable)

- A. Account holder must be at least 21 years of age.

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- B.** Oneida Casino Sportsbook posted House Rules and regulations are applicable to Mobile Wagering Accounts. House Rules are available to view in the Support area of Mobile Wagering App.
- C.** For an individual account, the patron must personally appear and provide Oneida Casino Sportsbook with valid proof of identification and social security number prior to activating an account.
- D.** Mobile Wagering Account transactions through the Mobile Wagering App cannot be accepted from any individual who does not have a valid Mobile Wagering Account in good standing.
- E.** Management reserves the right to refuse any application.
- F.** Management reserves the right to suspend an account for reasons it deems sufficient.
- G.** Management reserves the right to terminate and settle the account balance with the patron for reasons it deems sufficient.
- H.** Management shall keep all wagering account information in accordance with its privacy policy.
- I.** Only the person named and identified as the account holder for an individual account can conduct transactions on the account. No agents or representatives will be permitted to access the account. For a business entity account the designated individual(s) of the business entity may conduct transactions and be permitted access to the account.
- J.** Mobile Wagering Account transactions are accepted through the Mobile Wagering App.
- K.** Wagers placed through the Mobile Wagering App are binding when the patron verifies and confirms purchase of wager displayed on the screen.
- L.** Wagers will not be accepted if they exceed the balance in the account.
- M.** Mobile Wagering Account withdrawals and subsequent deposits made at any Casino authorized location during business hours must be signed and authorized by the account holder.
- N.** Mobile Wagering Account winnings are subject to IRS reporting and/or withholdings.
- O.** Wagers placed through the Mobile Wagering App are the sole responsibility of the account holder. Management is not responsible for unauthorized access to the account.
- P.** History of transactions placed through the Mobile Wagering App will be available for a minimum of 60-days in the My Wagers and statement pages.
- Q.** If you do not place any wagers for 18 months consecutively, your account may be suspended from play and classified as dormant. To reactivate the account, you must appear in person at any location which is available for account opening to re-validate your identity. We may close the dormant account at our own discretion at any time.
- R.** Unless otherwise stated, all rules apply to both wagers made in person and to wagers made using the Casino Mobile Wagering App.
- S.** For wagers made through the Mobile Wagering App, the terms of your wager are displayed before you tap "Place Bet," which action is deemed an acceptance of the wager terms by you. Our acceptance of the wager request is displayed in a

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confirmation message on your mobile device and can be reviewed in the My Wagers section of the Mobile Wagering App at any time.

- T. Payment of winning wagers will be made when Casino confirms and posts results. Winning wagers will be applied directly to your Mobile Wagering Account.
- U. Wagers may only be accepted from within the approved permitted locations. Oneida Casino Sportsbook is prohibited by law from accepting wagers originating from outside the permitted locations.
- V. Changes will automatically be updated within the Mobile Wagering App. Any changes on bet-selections will require your acceptance of the revised change before your wager can be confirmed.
- W. Mobile Wagering Accounts are subject to an audit at the discretion of management at any time. If it is determined that account balances are inaccurate or in error as a result of posting errors, late decision adjustments, modifications mandated by notifications or decisions of Gaming Management or other system errors, the Mobile wagering Account will be adjusted to reflect the findings of the audit. An account may also be adjusted as a result of the resolution of a customer dispute. In the event an adjustment would result in a negative balance in the account, all activity in the account will be suspended until agreement on the adjustment is reached between the account holder and system operator. If the parties are unable to agree on the adjustment the matter will be submitted to the Oneida Gaming Commission for resolution as a customer dispute.
- X. Mobile Wagering Account rules and regulations are subject to change by management at any time.
- Y. Due to possible delays or inaccuracies, the LIVE scoreboard may not be reflective of actual LIVE scores and therefore should not be solely relied upon in determining whether to place a bet or not.

XXI. Prohibited Participants

- A. Persons under 21 years old.
- B. Persons placing a wager as an agent or proxy.
- C. Any athlete, coach, referee, player in or on any sports event overseen by that person's sport's governing body.
- D. Any person who holds a position of authority or influence to persuade the participants in a sporting contest, including, but not limited to coaches, managers, handlers, or athletic trainers.
- E. Persons who have nonpublic information about an event or a participant in an event, who are in a position to affect the outcome of an event, or whose participation in wagering on an event might cause the appearance of a conflict of interest, shall be prohibited from wagering on the event or a market in the event. This includes but is not limited to the following types of persons:
 1. athletes participating in the event; and
 2. employees or contractors of the governing body for the event, employees and contractors of the owner or management of a team participating in the event, and employees and contractors of athletes participating in the events, including but not limited to: referees, officials, coaches, managers, handlers, athletic trainers, team physicians, and other physicians providing medical consultation or treatment of an event participant.

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XXII. Patron Questions and Complaints. In the event that a customer has a dispute involving a placed wager, or the way in which a bet or market type has been settled, Oneida Casino Sportsbook is responsible receiving and addressing any patron disputes. Patron questions or complaints can be submitted in person at the Sportsbook or mailed to Oneida Casino Sportsbook PO Box 365 Oneida WI, 54155. All requests will be responded to within ten (10) business days. Gaming Management will attempt to resolve any disputes with the patron, however if a patron is not satisfied with the resolution of a dispute offered by Gaming Management, the patron may contact the Oneida Gaming Commission at P.O Box 79, Oneida, WI 54155.

XXIII. Acceptance of Disclosed Terms and Liabilities

- A.** You hereby accept that by using the services, there is a risk that you may, as well as winning money, lose money. You agree that your use of the services is at your own risk and Oneida Casino Sportsbook and affiliated parties accept no responsibility and shall not be liable for any consequences that are alleged to have occurred through your use, or misuse, of the services.
- B.** Oneida Casino Sportsbook and affiliated parties are not liable for any failure of equipment/software and or loss by any act of God, power failure, disputes that may affect the placing of wagers/bets.
- C.** Oneida Casino Sportsbook reserves the right to cancel or suspend wagering on events related to a suspicious transaction report by posting notice of any such suspension/cancellation in the Oneida Casino Sportsbook.
- D.** Patrons agree that these house rules have been read and accepted prior to the submission of any wagers.

Last updated [June 30](#), 2022.

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**SPORTSBOOK
RULES OF PLAY**

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I. In General:

- A. Patron must be 21 years of age or older to place a sports wager.
- B. Patrons should familiarize themselves with these Oneida Casino Sportsbook House Rules before placing a bet. By placing a bet, the patron acknowledges and accepts these House Rules.
- C. Management will make every effort to ensure the odds displayed on their screen are accurate.
 - 1. Computer generated point spreads / odds shall determine winners, losers, ties and payout odds.
 - 2. For the protection of all concerned, management will retain a record of all point spreads and odds in case of technical or human error.
 - 3. All statistical and other data displayed on the Sportsbook screens, wall boards, scratch sheets, etc. are for the convenience of our patrons only. Maximum care is taken to ensure the accuracy of such information.
 - 4. Odds or line changes will be noticed to customers via automatic updates conducted in the risk management system and will be reflected on the odds boards.
- D. Casino Sportsbook is not responsible for lost, stolen, altered or unreadable tickets. Lost or stolen ticket claims will be paid upon presentation of supporting information or documentation. In the absence of such documentation The Casino reserves the right to wait at least 120 days after the conclusion of the event and/or racing meet to make its decision regarding payment.
- E. Management will make every reasonable effort to resolve disputes. Any unresolved dispute arising as a result of wagers accepted by Oneida Casino Sportsbook shall be submitted in writing to the Oneida Gaming Commission.
- F. Oneida Casino Sportsbook reserves the right to prohibit the below sportsbook participants:
 - 1. Any patron on the exclusion list;
 - 2. Any patron with a suspended Wagering Account;
 - 3. Self-excluded patrons; and
 - 4. Banned patrons.
- G. Oneida Casino Sportsbook reserves the right to add, change or delete the Sportsbook House Wagering Rules, subject to regulatory approval.

II. Wager Information; Acceptance and Redemption of Wagers

- A. Oneida Casino Sportsbook reserves the right to refuse any wager, delete, or limit selections prior to the acceptance of any wagers.
- B. Please check your tickets for accuracy before leaving the betting window/kiosk. Leaving the window/kiosk with the ticket is deemed an acceptance of the wager by both parties. Wagers may be accepted at other than the currently posted terms.
 - 1. Tickets will not be altered prior to the start of an event except at the discretion of management and with the approval of both parties.

2. Once both parties accept a wager, tickets will not be altered after an event officially begins.
 3. Funding A Wager. Wagers at Oneida Casino Sportsbook may only be funded in cash or with funds from a winning ticket or voucher.
 4. Identification Requirements. Patrons must provide identification when creating a Wagering Account and for each wager/payout or aggregate wagers/payouts placed for \$3,000.00 or more. – In addition, identification is required when funding and/or redeeming from the Wagering Account.
 5. Redeeming a winning bet. All winning bets must be redeemed at the Sportsbook POS Terminal or the Cage Cashier's window during normal hours of operation within sixty (60) days of the event date. Winning tickets not redeemed within the redemption period shall expire.
- C. Oneida Casino Sportsbook will not accept any wagers placed for less than \$1.00 and will not accept any wagers on parlays and teasers where the odds are greater than 299:1, provided that minimum and maximum wagers may be increased and/or decreased based on the prior written approval of Gaming Management, which shall be posted in the Oneida Sportsbook. In addition, Gaming Management reserves the right to set maximum dollar amounts for wagers based on the wagering forum, for example, a maximum wager of \$X may be placed on kiosks only, without placing any such limitation on other forums of wagering.
- D. The Oneida Casino Sportsbook will not accept any wagers, of any type, on any Wisconsin collegiate events or markets. In addition, the Oneida Casino Sportsbook will not accept any wagers related to any player/participant injuries in any event or market.
- E. The Oneida Casino Sportsbook does not accept wagers on Wisconsin collegiate teams, if the team selected for a wager does not win, patron will not be paid.
- F. The Oneida Casino Sportsbook does not accept wagers from patrons who place wagers for the benefit of another for compensation. (i.e. messenger betting)
- G. Past-Posting and other voids. While The Oneida Casino Sportsbook employs its most reasonable endeavors to ensure the best user-experience, should a market be available for betting when it should have been removed or else with incorrect odds, The Oneida Casino Sportsbook reserves the right to void all bets accepted within said circumstances in accordance with these house rules. Similar situations include, but are not limited to:
1. active
 - a) Betting effected at incorrect price due to delayed or failing "live" coverage;
 - b) Betting effected on particular offers after these have occurred, or else after an event which could normally be deemed as leading to the outcome has happened or is happening (e.g. bets placed on offers such as Total Goals Scored or Next Goal while a penalty is being taken, or has been awarded);
 - c) Betting effected on odds which represented a different score than the actual score.

III. Official Results in General

- A. Unless provided otherwise in these House Rules, all “games” (team contests) must be played on the date scheduled to be considered action, unless stipulated otherwise on guest wagering information sheets or odds display. Game start or conclusion times delayed or extended beyond midnight are not recognized as date changes for wagering purposes.
- B. “Events” including golf tournaments, boxing matches, mixed martial arts, tennis matches, auto races, track and field, and international tournaments (excluding Olympics) or events must be held within 7 days of scheduled date to be considered action, unless stipulated otherwise on guest wagering information sheets or odds display.
- C. Management is not responsible for location changes. If a game or event is moved from original location, all wagers are no action.
- D. For wagering purposes, unless otherwise stipulated on, matches are official after:
 - 1. All – considered action once the opening bell/buzzer sounds, regardless of the scheduled length of the bout.
 - 2. All fighting “pick the round” proposition wagers are no action (Refunded) if the scheduled length of the bout is changed from the distance displayed by the Sportsbook, or on guest wagering information sheets or odds display.
- E. All results are deemed final once the official agency (official sports body, commission, sanctioning organization, etc.) has posted the result. Subsequent inquiries and changes to official results will not affect the bet settlement after one hour or more of the conclusion of the event.
- F. For betting purposes, the winner of an event or game will be determined on the date and approximate time of the events conclusion according to house wagering rules. The Oneida Casino Sportsbook does not recognize suspended games, result changes one hour or more after the events conclusion, protests, or overturned decisions, etc.
- G. Minimum play requirements for betting purposes. Unless stipulated otherwise on, guest wagering information sheets or odds display, games are official after:
 - 1. Football (professional and college) - 55 minutes of play.
 - 2. Basketball (professional) – 43 minutes of play.
 - 3. Basketball (college and women’s) – 35 minutes of play.
 - 4. Hockey (professional, college, amateur) – 55 minutes of play.
 - 5. Soccer (professional and amateur) - 90 minutes of play.
 - 6. Fighting, Mixed Martial Arts (professional and amateur) – When bell (buzzer etc.) is sounded signifying the start of the opening round the bout is considered official for betting purposes, regardless of the scheduled length.
 - 7. Baseball (major league, minor league, college, amateur) – In all nine-inning scheduled games, winners and losers are official after nine innings of play, unless the home team is leading after eight and one-half innings. Postponed or Suspended games must go a minimum of five innings or four and one-half innings if the home team is ahead (also applies to seven-inning scheduled games). If a game goes past five innings and is subsequently Postponed or Suspended, the winner is determined by the score after the last full inning of play; except in a case in which the home team scores to tie or take

the lead in the bottom half of the inning in which the game is Postponed or Suspended, the runs do count.

8. All contests not listed above that involve a predetermined length of play, time limit, distance, etc. that are not reached, yet the event is called final by event officials with a winner declared, shall also be considered official for betting purposes, unless stipulated otherwise on guest wagering information sheets or odds display.

9. All other contests not listed above that involve a scheduled length of play or time limit must play to their conclusion or have five minutes or less than 10% of scheduled playing time remaining when the contest concludes to be considered official for betting purposes.

10. All halftime (1st half and 2nd half), quarter, period, set, etc. wagering propositions must be played to the conclusion of that portion of play to be considered "Action", and are independent of the game and other propositions. Soccer 1st half or 2nd half wagers must go at least 45 minutes to be considered "Action".

- H.** Prop bets must go for the duration of the sports minimum play requirement.
- I.** Futures wagers will be graded within one calendar year of the official league start date, in the circumstances of delayed future wagers including but not limited to division/conference/finals etc, the date change will be considered action if completed within one calendar year of the official league start date.
- J.** "Error" is a mistake, misprint, misinterpretation, mishearing, misreading, mistranslation, spelling mistake, technical hazard, registration error, transaction error, manifest error, force majeure and/or similar. Examples of errors include, but are not limited to
- 1.** Bets accepted during technical problems that would otherwise not have been accepted;
 - 2.** Bets placed on events/offers that have already been decided;
 - 3.** Bets on odds containing incorrect participants;
 - 4.** Bets placed at odds that are material different from those available in the general market at the time the bet was placed;
 - 5.** Bets offered at odds which reflect and incorrect score situation; or else,
 - 6.** Odds being clearly incorrect given the change of the event occurring at the time the bet was placed.
- K.** In the event a bet sees two or more competitors tied for the same winning positions (according to the terms of the bet), the "Dead Heat Rules" apply.
- 1.** Dead Heats are calculated by dividing the Bet Amount by the number of players tied for the position, then multiplying by the original odds taken to calculate the proper payout.
 - a)** Example:
 - (1)** You bet \$50 wager on a golfer to place in the Top 10 at +150 odds. Five golfers tie for 10th place including the golfer you wagered on.
 - (2)** $\$50 \div 5 = 10$
 - (3)** $10 \times 150 \text{ odds } (2.5) = \$ 25.00 \text{ payout}$
 - (4)** $\$ 25.00 \text{ payout} + \$ 50 \text{ wager} = \$ 75 \text{ total payout}$

IV. Auto Racing

- A. Date/Site Changes.** Auto Racing events must take place within 72 hours of the original start time or bets will be void.
- B. Minimum Length of Play.** All wagers will be settled according to the unofficial results reported immediately after the conclusion of the race by the governing organization. Any changes to the finishing order that occurs based on appeals, penalties or scoring malfunctions after the race has concluded, will not be recognized. Should the race not complete all scheduled laps, but is deemed official by the governing body, then bets will stand. If a race is cancelled without an official winner named, then bets are refunded. If a race is abandoned and no result declared, all bets will be refunded, except where bets are already settled.
- C. Auto Racing Wagers**
- 1. Race Winner:** A wager on which driver will win the race. All bets settled using unofficial results reported immediately after the conclusion of the race.
 - 2. Matchups:** A wager on one or more specified driver(s) versus one or more specified driver(s). Wagers are placed on the driver only, not the car or team. If the original driver is replaced by another driver after the start of the race, the original driver is the driver of record and the wager will be action. All drivers in the match-up must start the race for action. If one of the drivers does not finish the race, the other driver is considered the winner. If neither driver finishes the race, the driver who completed the most laps is the winner. If both drivers complete the same number of laps but do not finish the race, all bets are refunded. Any changes in finishing order that occurs based on appeals, penalties, or scoring malfunctions after the race has concluded will not be recognized. Wagers on qualifying performance will be settled according to position and times set during the final qualifying session. For the purposes of these markets, any subsequent alterations of grid positions are not recognized.
 - 3. Qualifying Betting/Who Will Qualify on Pole:** Wagers on qualifying performance will be settled according to position and times set during the final qualifying session. For the purposes of these markets, any subsequent alterations of grid positions are not recognized. Top 3/5/10: Wager on whether a driver will finish in these positions. Winning
Manufacturer/Constructor/Team: Wager on the winning team regardless of what driver(s) participate.

V. Baseball

- A. Date/Site Changes.** Regular season Baseball games must be played on the scheduled date/location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.
- B. Minimum Length of Play.** Pre-Game Wagers: Unless otherwise stipulated in individual Baseball sports wager rules, wagers on baseball money lines are official after 5 innings of play. If the home team is leading, the game is official after 4 ½ innings (this will include softball). Thereafter, if a game is called or suspended, the winner is determined by the score after the last full inning,

unless the home team scores to tie or take the lead in the bottom half of the inning, in which case the winner is determined by the score at the time the game is called. For games scheduled to play a full 9 innings, game must go to 9 innings (8 ½ if the home team is ahead) to have action on run lines and totals. For games scheduled to play only 7 innings, game must go to 7 innings (6 ½ if the home team is ahead) to have action on run lines and totals. Live Wagers: Game must go full scheduled length to have action on all markets: 9 innings (8 ½ if the home team is ahead) for 9 inning games, or to 7 innings (6 ½ if the home team is ahead) for 7 inning games. If the game is called before this time then all bets will be void, except for those that have been unconditionally determined. In specified inning wagers, game must go full specified innings to be official, unless the home team is leading the bottom half of specified inning prior to completion of specified innings(s). For money line, totals, and run lines, game must go the full specified innings. All baseball propositions are considered action regardless of any pitching changes.

- C. **Pre-Game Baseball Wager Rule.** Baseball wagers are accepted in the following manner:
1. **Money Line:** A wager in which the bettor “takes” or “lays” a specified price. The team wagered must only win the game for the wager to be deemed a winner. Extra innings are counted in final score. Money line wagers are for team against team, regardless of the starting pitcher. Wager must meet the minimum length of play as specified above.
 2. **Total Runs:** A wager on whether the total number of runs scored in a game is over or under a specified number. Extra innings are counted in final score. Wager must meet the minimum length of play as specified above.
 3. **Run Line:** A wager in which the bettor “takes” or “lays” a specified number of runs. The team wagered must “cover” the run line for the wager to be deemed a winner. Extra innings are counted in final score. Wager must meet the minimum length of play as specified above.
 4. **Team to score first:** Settled on the first score of the game. Bets stand even if game is not completed. Extra Innings count.
 5. **Team to score last:** Settled on the last team to score. Game must go 8 ½ innings in 9 inning games, or 6 ½ innings in 7 inning games for bets to stand.
 6. **Highest Scoring Inning:** Bet on which inning will produce the most runs. Dead heat rules apply. Game must go 8 ½ innings in 9 inning games, or 6 ½ innings in 7 inning games for bets to stand.
 7. **First 1/3/5/7 Inning Markets:** Specified number of innings must be completed for bets to stand.
 8. **Race to x runs:** Winner being the team who reaches the specified points tally first. Should neither team reach the total, and a ‘Neither’ option is not offered, then bets on that market will be refunded.
- D. **Baseball Proposition Rules.** Various unique wagers may be offered from time to time. When wagering proposition bets, the game must go 9 innings (8 ½ innings if the home team is ahead) to have action, or action has occurred as the outcome of the wager is already known. If a game is suspended after 9 innings (8 ½ innings if the home team is ahead), the final score is determined after the

last full inning, unless the home team scores to tie or take the lead in the bottom half of the inning, in which case the score is determined by the score at the time the game is called. All baseball propositions are considered action regardless of any pitching changes. If a game is scheduled for only 7 innings, then game must go 7 innings (6 ½ if the home team is ahead).

1. Baseball Player Props

a) Players in player prop bets do not have to start but must play some part for Player Props to have action. Wagers on specific player performance or match wagers will be deemed official once at least one of them have left the game, with both having taken some part in the game to that point, regardless of the conclusion of the game.

b) Hit(s): Oneida Sportsbook settles markets in accordance with official box score statistics declared by MLB as the governing body.

2. Baseball Regular Season Series Props. Regular season series props are offered for all 3, 4 or 5 Game Series with the outcome of all games played counting towards settlement. Series must go a minimum of 3 games for action regardless of games scheduled and or canceled. A called game will count towards a series wager if declared an official game by the league. All wagers are action regardless of Starting Pitchers or pitcher changes.

3. Baseball Playoff Series Props. For Playoff Series Winner props, the team that advances to the next round is deemed the winner. Wagers for all other markets are refunded if the required minimum number of games (according to the respective governing organizations) are not completed, or the number of games changes.

4. Baseball Post Season Rule. All MLB playoff games will have action regardless of date played and or completed, unless specified otherwise. Game winner will be paid based on the official winner of this game as determined by the MLB. All listed pitchers' rules apply.

5. Baseball Grand Salami Props. Grand Salami prop is determined by the total runs scored in all MLB games scheduled for that day. There are no listed pitchers, so all bets are action. Wager applies to all scheduled games and games must go 9 innings (8 ½ if home team is leading). If any game is cancelled or stopped before the completion of 8 ½ innings, all wagers on the Grand Salami will be cancelled. Grand Salami will not be offered when 7 inning games are scheduled.

E. College World Series. Games must be played on scheduled date for action. All teams face double elimination. Teams listed second do not necessarily bat last.

F. Baseball Futures. Baseball season long futures are unique wagers which will be offered from time-to-time. For all season long and future props, all wagers stand regardless of team re-location, change to a team name, season length or play-off format unless stated otherwise in the market. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.

- G. Regular Season Team Total Wins O/U.** Wager on the total regular season wins made by a team.
- 1. Regular Season Team Win Percentage.** Wager on the percentage of wins by a team during the regular season.
 - 2. Head to Head Regular Season Team Wins.** Wager on the number of regular seasons wins made by one team vs. another team.
 - 3. Regular Season Player Totals O/U.** Wager on the number of regular season Total Home Runs, Runs, Hits, Stolen Bases, Strikeouts, Saves by a named player.
 - 4. Regular Season Player Averages.** Wager on a player's batting average O/U. To qualify a player must have at least 3.1 plate appearances per game.
- H. Baseball Championship and Pennant Futures.** If there is a change to the post season structure whereby a Championship Series is not possible, or called early, Pennant betting will be settled on the team that advances to the World Series from that league.
- 1. Division of Winning Team.** Wager on which division the winner originates from.
 - 2. League of Winning Team.** Wager on which league (American League or National League) the winner originates from.
 - 3. State of Winning Team.** Wager on which state the winner originates from.
 - 4. Name the Finalists.** Which two teams will meet in the Championship Series. Should no series take place, all bets are refunded.
 - 5. Exact Outcome.** Which team will win, and who will they beat in the named series. Should no series take place, all bets are refunded.
 - 6. #1 Seed.** Team to be the #1 seed in specified league (American League or National League) at the end of the regular season.
 - 7. To Win/Lose 100+ Games.** Wager on whether a named team will win or lose 100 or more regular season games.
 - 8. Double Chance.** Wager on whether either of the two named teams will be declared the winner for the named market.
- I. Playoff Series Props.**
- 1. Series Winner.** Wager on which team will advance to the next round. Should no series take place, bets will be refunded.
 - 2. Series Correct Score.** Wager on the exact score of games within the series. Should the series be shortened from its original length, then bets would be refunded.
 - 3. Total Games.** Wager on how many games will take place in the series.
- J. Baseball Futures List**
- 1. MLB Divisional Odds.** Wager on which team will win an MLB division.
 - 2. MLB Division Finishing Position.** Wager on the exact position a named team will finish within their division.
 - 3. MLB Pennant Odds.** Wager on which team will win the pennant in either the American League or National League of MLB.
 - 4. MLB World Series Odds.** Wager on which team will win the World Series.

5. **MLB Cy Young Winner.** Wager on which pitcher wins the Cy Young Award in either the American League or National League of MLB.
 6. **MLB MVP Winner.** Wager on which player will win the MVP award in either the American League or National League of MLB.
 7. **MLB Rookie of the Year Winner.** Wager on which player will win the Rookie of the Year award in either the American League or National League of MLB.
 8. **Most Home Runs Hit.** Wager on which player hits the most number of home runs in the regular season.
 9. **Highest Season Long Batting Average.** Wager on the highest season long batting average by a particular player as declared by MLB.
 10. **Most RBI's in Season.** Wager on which player has the most Runs Batted In during the regular season.
 11. **Most Stolen Bases in Season.** Wager on which player has the most Stolen Bases during the regular season.
 12. **Most Pitching Victories.** Wager on which player is awarded the most wins during the regular season.
 13. **College Baseball World Series Winner.** Wager on which team will win the College World Series.
- K. Live Baseball Rules.** If a match is interrupted or cancelled and won't be continued on the same day, all undecided markets are considered cancelled.
- L. Moneyline – Winner (Away, Home)**
1. Game – Includes extra innings.
 2. H1 – Only runs scored in the first 5 innings are considered
- M. Total – Total Runs scored by both teams (Over, Under)**
1. Game – Includes extra innings
 2. H1 – Only runs scored in the first 5 innings are considered
 3. Inning – Only runs scored in the specific inning are considered
- N. Point Spread – Winner With handicap in .5 increments (Away, Home)**
1. Game – Include Overtime
 2. H1 – Only runs scored in first five innings considered
- O. Three Way – Outcome (Away, Home, Tied)**
1. Reg – Which team will win the game, no extra innings considered
 2. H1 – Which team will lead after 5 innings
 3. Inning – Which team wins the specific inning
- P. Win Rest.** Which team will win the rest of the game, including overtime
- Q. Away Total – Total runs scored by away team (Over, Under)**
1. Game – Total runs scored in the game
 2. H1 – Only runs scored in first five innings are considered
- R. Home Total – Total runs scored by home team (Over, Under)**
1. Game – Total runs scored in the game
 2. H1 – Only runs scored in first five innings are considered
- S. Win Margin – Predefined range of runs a team wins by (Away 3+, 2, 1; Home 3+, 2, 1).** Game – Includes overtime

VI. Basketball

- A. Date/Site Changes.** Basketball games must be played on the scheduled date/location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.
- B. Minimum Length of Play.** For wagering purposes, unless otherwise stipulated in individual Basketball sports wager rules, US pro basketball results are official after 43 minutes of play. College Basketball, WNBA, NBA Summer League and European Basketball are official after 35 minutes of play.
- C. Pre- Game Basketball Wager Rules.** Point Spread: A wager in which a bettor “takes” or “lays” a specified number of points. The team wagered must “cover” the point line for the wager to be deemed a winner. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score.
- D. Money Line:** A wager in which the bettor “takes” or “lays” a specified price. The team wagered must win the game for the wager to be deemed a winner. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score.
- E. Total Points:** A wager on whether the total number of points scored in a game is over or under a specified number. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score.
- F. First Half:** Wagers on the first half will be decided by the score at the end of the first half. If a game does not go the entire first half, all first half wagers will be refunded. Once the first half has been completed, all wagers on the first half will stand regardless of the length of the remainder of the game.
- G. Second Half:** Wagers on the second half will be decided on the basis of points scored in the second half. If the entire second half is not played to its completion, all Second Half wagers will be refunded. Overtime periods are counted in the Second Half score and considered official regardless of the length or suspension of the overtime period.
- H. Quarters:** Wagers on any specified quarter will be decided based on points scored in that specified quarter only. Specified quarter must be played to their completion or the wager will be refunded. Once a specified quarter is completed, that specified quarter wager will stand regardless of the length of the remainder of the game. Fourth quarter wagers do not include overtime periods unless otherwise stated.
- I. Team to score first:** Settled on the first score of the game. Bets stand even if game is not completed. Overtime counts.
- J. Team to score last:** Settled on the last team to score. Game must be completed. Overtime counts.
- K. Highest Scoring Quarter:** Bet on which quarter will produce the most points. Dead heat rules apply. Game must be completed for bets to stand.
- L. Race to x points:** Winner being the team who reaches the specified points tally first. Should neither team reach the total, and a ‘Neither’ option is not offered, then bets on that market will be refunded.

- M. Basketball Props.** Various unique wagers may be offered from time to time, called proposition bets. When wagering proposition bets, unless stated otherwise, overtime does count for settlement of wagers.
- N. Basketball Player Props.** Players do not have to start for action but must play for action. If a player does not take any part in a game, then wagers on that player proposition will be refunded.
- O. Basketball Futures.** Basketball season long futures are unique wagers which will be offered from time to time. For all season long match wagers and division betting, all wagers stand regardless of team relocation, or a change to team name, season length or playoff format. Unless stated otherwise in the market, team(s) must play in all their scheduled regular season games as determined by the league's governing body at the start of the season for wagers to have action. If team(s) do not compete in all scheduled games then wagers will be refunded, except for those wagers which have been unconditionally determined. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.
- P. Basketball Division and Conference Futures.** Division Winner markets will be settled on who finishes top of the relevant division after the conclusion of the Regular Season. If two or more teams have the same Regular Season win record then ties will be broken using the governing body's official rules to determine an outright winner. If no tie option was made available for any match bet wager, wagers will be a push should the teams tie and stakes refunded. Conference Winner markets will be settled on team's performance in the playoffs. Regular season records do not count. If there is any change to the post season structure whereby a Conference Finals Series is not possible, or called early, Conference Winner will be settled on the team that advances to the NBA Finals from that Conference. College Basketball Conference Tournament Winner will be determined by the team winning the Championship game regardless of any post-season suspension. For Playoff Series Winner, the team that advances to the next round is deemed the winner. Wagers for all other markets are refunded if the required minimum number of games (according to the respective governing organizations) are not completed, or the number of games changes.
- Q. NBA Division Finishing Position.** Wager on the exact position a named team will finish within their division.
- R. Basketball Grand Salami Prop.** The Basketball Grand Salami will be decided by adding up all the scores for the games scheduled for that particular day. All games must be completed for action. Points scored in overtime are included.
- S. NBA Draft.**
1. All markets will be settled in accordance with official information available on NBA.com.
 2. Wagers on Over/Under draft position are settled based on when a team selects that player. Should a player go undrafted, Over/Under markets will be settled by assigning the next number after the last player drafted.

3. Round in which player is drafted wagers will be void should a player go undrafted, unless 'undrafted' is an option offered in the betting market.
4. Wagers on any players who subsequently withdraw their eligibility for that year's draft will stand. Should a player who is not listed in any market be the winning selection, all bets on that market stand. All markets involving listed players are offered with others available on request.
5. Wagers on which team will draft a player are settled on the team who officially draft that player as listed on NBA.com. Any previous or subsequent trades will not be taken into consideration for settlement.
6. International players are defined as any player who played for a non-US team in the previous season, and not by their country of birth. Eg. A US-national who played for Real Madrid in Spain will be deemed an International player.

T. NBA Draft Lottery

1. All markets will be settled in accordance with official information available on NBA.com.
2. Markets are settled on which team is assigned the relevant pick on the day of the Draft Lottery. Any subsequent trades or forfeiture of draft picks after the Lottery will not be taken into consideration for settlement.

U. Basketball Futures List

1. **NBA Championship Odds.** Wager on which team will win the Championship.
2. **Division of Winning Team.** Wager on which division the winner originates from.
3. **Conference of Winning Team.** Wager on which conference the winner originates from.
4. **State of Winning Team.** Wager on which state the winner originates from.
5. **Name the Finalists.** Wager on which two teams will meet in the Championship Series. Should no series take place, all bets are refunded.
6. **Exact Outcome.** Wager on which team will win, and who will they beat in the named series. Should no series take place, all bets are refunded.
7. **#1 Seed.** Wager on team to be the #1 seed at the end of the regular season.
8. **Double Chance.** Wager on whether either of the two named teams will be declared the winner for the named market
9. **NBA Regular Season Award Winners (MVP, Rookie of the Year, Most Improved).** Wager on which player will win the award including MVP, Rookies of the Year, and Most Improved titles.
10. **Regular Season Team Total Wins O/U.** Wager on the total regular season wins made by a team.
11. **Regular Season Team Win Percentage.** Wager on the percentage of wins by a team during the regular season.
12. **Head to Head Regular Season Team Wins.** Wager on the number of regular seasons wins made by one team vs. another team.

- 13. Regular Season Player Totals O/U.** Wager on the number of regular season Points, Rebounds, Assists, Steals, Blocks by a named player.
- 14. Regular Season Player Averages.** Wager on the average number of regular season Points, Rebounds, Assists, Steals, Blocks by a named player. To qualify a player must have played in 70% of their team's games.
- 15. College Basketball Tournament Winner.** Wager on which team wins the College Basketball Tournament.
- 16. College Basketball Tournament Regional Winner.** Wager on which team wins the College Basketball Tournament Region.
- 17. College Basketball Conference Tournament Winner.** Wager on which teams win the College Basketball Conference.
- 18. College Basketball Tournament Wins.** Wager on how many wins a team will have in the College Basketball Tournament.
- 19. Head to Head Tournament Wins.** Wager on which team will have more wins in the College Basketball Tournament.
- 20. College Basketball Conference Wins.** Wager on how many wins a team will have in their College Basketball Conference Tournament.
- V.** In the event of a wagering tie, the straight wager is considered "no actions" and the wager is refunded. Parlays reduce to the next lowest amount of selections.
- W. Special Events/Matchups.** For any special event held that is not resulted using the traditional Basketball scoring system (e.g. NBA Skills Competition), the following rules will apply:
- 1. Head to Head/Round Winner:** All listed competitors must take place for bets to stand. Should a competitor advance due to a walkover, then all bets will be refunded. Should the matchup begin, with a winner declared, then all bets will stand.
 - 2. Event Winner:** The official decision made by the governing body on the day of the event will be final. Any subsequent changes at a later date will not count for betting purposes. Should a competitor not take part at all in a competition then bets on that selection will be refunded. Should a competitor withdraw after taking some part of the competition, then bets will stand.
- X. Live Basketball Rules**
- 1.** Markets do not consider overtime unless otherwise stated.
 - 2.** If a match is interrupted or postponed and is not continued within 48 hours after initial start date, betting will be cancelled.
 - 3. Point Spread – Winner with Handicap in .5 increments (Home, Away)**
 - a)** Game – Includes overtime
 - b)** Reg – Only points during regular time are considered
 - c)** H1 – Only points scored during first quarter and second quarter are considered
 - d)** Q1-Q4 – Only points scored in the specific quarter are considered
 - 4. Total – game total (over, under)**
 - a)** Game – Total points scored by both teams, includes overtime
 - b)** Reg – Only points during regular time are considered
 - c)** H1 – Only points scored during first quarter and second quarter are considered

- d) Q1-Q4 – Only points scored in the specific quarter are considered
- 5. **Money Line – Winner (away, home)**
 - a) Game – Includes overtime
 - b) H1 – Only points scored in the first half will be considered
 - c) Q1-Q4 – Only points scored in the specific quarter are considered
- 6. **Will be OT – Will there be Overtime (yes, no).** Will there be overtime in this game.
- 7. **Point Race- First team to score x pts in game (Home, away)**
 - a) Including Overtime
 - b) Which team will score X points in the game first (for example: Current score is 20-19, then the home team reached 20 points first).
 - c) If a game ends before any team reaches X points, this market is considered cancelled.
 - d) Q1-Q4 – Only points scored in the specific quarter are considered
- 8. **Nth Point – Which team score the Nth PT in game (Away, Home)**
 - a) Including Overtime, which team will score the Nth point in the game (for example: Current score is 40-28, away team scores 3 points, meaning away team scored the 70th point.)
 - b) If a game ends before the Nth point is reached, this market is considered cancelled.
- 9. **Odd Even – Final combined score will be (odd, even)**
 - a) Game – Including Overtime
 - b) H1 – Only points scored during first half are considered
 - c) Q1-Q4 – Only points scored during specific quarter are considered

VII. Boxing/MMA

- A. **Date/Site Changes.** For confirmed fights if a contest is postponed and rescheduled to take place within 48 hours of the original start time, all bets on that contest will stand. If the contest does not take place within 48 hours, all bets will be void. If a rescheduled fight takes place in a country different from the original country, all bets will be void. If a fight is rescheduled and takes place in a different venue but in the same country, all bets stand.
- B. **Minimum Length of Play.** The bell (buzzer, etc.) sounding signifies the start of the opening round and the bout is considered official for betting purposes, regardless of the scheduled length, weight, classification, and/or championship sanction. For an individual round to be considered complete, the fighters must answer the bell beginning the next round, except for the final scheduled round in which case the final bell signifies the completion of the round and fight. If a fight has a change to the scheduled number of rounds all outright bets on the match will be action, however round by round bets will be refunded.
- C. **Boxing and Mixed Martial Arts Rules.**
 - 1. Results will be graded on the official result at ringside as communicated by the official announcer. Any subsequent change to the official outcome of the fight for any reason will not be recognized for wagering purposes. If the official announcer does not declare a result at the end of the fight, the market will be settled on the result displayed on the applicable organization official site.

2. If a fight is stopped due to an injury, disqualification, or any other stoppage either by the referee or doctor, then this will be considered a Technical Knock Out (TKO).
 3. Any fight that is deemed 'No Contest' will have all wagers refunded.
- D. Fight Winner:** Betting on which fighter will win the match. If the wagering offer on a match includes the draw as a third option and the match ends in a draw, wagers on the draw will be paid, while wagers on both fighters will be lost. If the wagering offer includes only the two fighters, with the draw either not offered or offered as a separate proposition, and the match ends in a draw, wagers on either fighter will be refunded.
- E. Will Go/Won't Go Round X:** Wagering on whether or not the match reaches this distance.
- F. Total Rounds O/U:** The halfway point of a round is at exactly one minute and thirty seconds into a three-minute round, and exactly two minutes and thirty seconds into a five-minute round. For example, 9½ rounds would be one minute and thirty seconds of the 10th round. In case of a two-and-a-half-minute round, the halfway point is one minute and 15 seconds.
- G. Round Betting:** Wager on when the exact round will end. For total wagers that list a full number of rounds, the fighter must answer the bell for the following round for the round to be deemed complete. For example, on 8 full rounds the fighter must answer the bell for the 9th round for the over to be paid. If the fighter completes the 8th round but fails to answer the bell for the 9th round the under will be the winner. This applies to all rounds except the final scheduled round for which the final bell will signify the completion of the round. If a fight is stopped before the full number of rounds have been completed, or if a fighter is disqualified and a points decision awarded, bets will be settled in the round the fight was stopped.
- H. Method of Victory:** Wager on the exact outcome of the fight. KO includes a referee intervention during strikes, doctor stoppage, or stoppage from a fighter's corner. A submission includes a tap-out or verbal submission from one of the fighters, or referee stoppage due to technical submission. If either fighter is disqualified, then a no contest is declared and all bets are refunded.
- I. Scheduled Number of Rounds:** In fights where the scheduled number of rounds changes, all bets will stand unless the result would be automatically determined by the change in the number of rounds (in which case, such bets will be voided). For example, if a fight gets changed from a 12 to a 10 round fight, only bets on rounds 11 and 12 will be void.
- J. Knockdown/Referee's counts:** For settlement purposes, a knockdown is defined as a fighter being KO'd or receiving a mandatory eight count (anything deemed a slip by the referee will not count). For individual round knockdowns, all bets will be void should the fight end before the round starts.
- K. Gone In 60 Seconds:** The fight must be officially won by the boxer in question inside the first 60 seconds of Round 1.
- L. Down But Not Out:** A boxer must be knocked down and given a mandatory eight count and subsequently win the fight.

- M. Fight Outcomes:** No Contest - In the event of a 'no contest' being declared, all bets will be made void, with the exception of selections where the outcome has already been determined.
- N. PFL Season Championship Winner:** Winning markets will be settled depending on which fighter wins the PFL Championship for the specified division after the conclusion of that season's playoffs. No refunds will be given to any wagers placed on fighters that withdraw from the season due to injuries, suspensions, or for any other reason. Results will be graded on the official result at ringside as communicated by the official announcer in each respective championship fight. Any subsequent change to the official outcome of the fight for any reason will not be recognized for wagering purposes. If the official announcer does not declare a result at the end of the fight, the market will be settled on the result displayed on the applicable organization official site.
- O. Boxing and Mixed Martial Arts Card Props.** Boxing and Mixed Martial Arts Card Props only include the main card and undercard fights, early preliminaries will not be included. Wagers will stand on the number of bouts scheduled to be on the full card, which includes all main card and undercard fights. Wagers will stand so long as the exact number of bouts quoted in the market heading take place. If there are any withdrawals and subsequent replacements, wagers will stand. If a bout is cancelled without a replacement, changing the number of bouts taking place, then all wagers will be refunded.
- 1. "K.O." proposition wagers:** "K.O." includes knockout, technical knockout, disqualification, or any other stoppage unless otherwise posted or noted on printed media. For wagering purposes, a wager on a fighter to win by "KO" wins if the selected fighter wins by Knock Out (KO), Technical Knock Out (TKO), or Disqualification (DQ).
 - 2. "Decision" proposition wagers:** "Decision" means fight must go to the judge's scorecard(s) to determine a winner; including technical decision.
 - 3. "Draw" proposition wagers:** "Draw" means fight must go to the judge's scorecard(s) and be declared a draw; including technical draw.
 - 4. Boxing and Mixed Martial Arts Pick the Bout Props:** For all "Pick the Round" propositions, if the length of the bout is changed from that posted all wagers are deemed "no action" and refunded.
 - 5. Boxing and Mixed Martial Futures Props.** Wagering on which fighter will be a weight classes champion on a specific date will be determined using the governing body's official source. Interim champions do not count for settlement purposes. If the title is vacated on the designated date then all wagers will be refunded. All fighters will be deemed as action regardless if they competed in that weight division or not.

VIII. Football – The Oneida Casino Sportsbook will not offered any wagers on NFL games that fall within the following categories: (a) based on officiating or officials (e.g., penalties, replay results, officiating assignments); (b) pre-determined outcomes directly related to on-field competition (e.g. whether the first play of the game will be a run or a pass, roster/personnel decisions, but not, for clarity, prop bets unrelated to on-field competition (e.g., Gatorade color)); and (c) based on outcomes inherently 100% determinable by one person in one play (e.g. play to miss a field goal attempt (but not, for clarity, markets such as

“Will Player X lose a fumble?”; “Will Quarterback throw an interception?”; “Will both kickers miss a field goal attempt?” (which are not 100% determinable by one person) or “Will Player X have more or less than Y passing/rushing/receiving yards?” (which is not inherently determinable on one play), unless such markets under category (c) are intermittently offered solely in-play on a “next play” basis.

- A. **Date/Site Changes.** Football games and any games/events not specifically listed must be held within one week of the originally scheduled date and location to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.
- B. **Minimum Length of Play.** For wagering purposes, unless otherwise stipulated in individual Football sports wager rules, Pro and College Football results are official after 55 minutes of play. Oneida Sportsbook does not recognize suspended games (after they have met the minimum time or length requirement specified in the specific sports rules), protests, or overturned decisions for wagering purposes.
- C. **Pre-Game Football Wager Rules.** Football wagers are accepted in the following manner:
 1. **Point Spread:** A wager in which a bettor “takes” or “lays” a specified number of points. The team wagered must “cover” the point line for the wager to be deemed a winner. Overtime periods are counted in the final score.
 2. **Money Line:** A wager in which the bettor “takes” or “lays” a specified price. The team wagered must win the game for the wager to be deemed a winner. Overtime periods are counted in the final score.
 3. **Total Points:** A wager on whether the total number of points scored in a game is over or under a specified number. Overtime periods are counted in the final score.
 4. **First Half:** Wagers on the first half will be decided by the score at the end of the first half. If a game does not go the entire first half, all first half wagers will be refunded. Once the first half has been completed, all wagers on the first half will stand regardless of the length of the remainder of the game.
 5. **Second Half:** Wagers on the second half will be decided based on points scored in the second half. If the entire second half is not played to its completion; all Second Half wagers will be refunded. Overtime periods are counted in the Second Half score and considered official regardless of the length or suspension of the overtime period.
 6. **Quarters:** Wagers on any specified quarter will be decided based on points scored in that specified quarter only. Specified quarters must be played to their completion or the wager will be refunded. Once a specified quarter is completed, that specified quarter wager will stand regardless of the length of the remainder of the game. Fourth quarter wagers do not include overtime periods unless otherwise stated.
 7. **Team to score first:** Settled on the first score of the game. Bets stand even if game is not completed. Overtime counts.
 8. **Team to score last:** Settled on the last team to score. Game must be completed. Overtime counts.

9. Highest Scoring Quarter: Bet on which quarter will produce the most points. Dead heat rules apply. Game must be completed for bets to stand.

10. Race to x points: Winner being the team who reaches the specified points tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.

11. Touchdown Scorers:

a) These rules apply for First/Last/Anytime/Next/First Team Touchdown Scorer markets. In the event of an abandoned game, bets stand on scores that have taken place already, overtime counts for these markets. The touchdown scorer is the player who scores a touchdown by advancing the ball into the opponent's end zone (i.e. not the passing player). Bets are void on players that are not listed as active by the relevant American Football governing body.

b) In the event of a wagering tie, the straight wager is considered "no action" and wager is refunded if no tie option was offered. Parlays reduce to the next lowest number of teams.

D. Football Prop Rules. Various unique wagers may be offered from time to time, called proposition bets. When wagering proposition bets, unless stated otherwise, overtime does count for settlement of wagers.

1. Football Game Props

a) All time-based props will be settled as per the official scoring time listed on the official league source box scores. Scores exactly on the quoted time count as 'Yes' for settlement. For example, a score with exactly 02:00 on the clock will be settled as 'Yes' on the 'Will there be a score in the final 2 minutes?' prop bet.

b) Any turnover proposition does not include a 'Turnover on Downs' and only includes Fumbles and Interceptions.

c) All penalty props are based upon accepted penalties only. Declined or off-setting penalties are not included for settlement purposes.

d) Coach challenge props only include a challenge initiated by the coach throwing a red flag. Prop does not include booth reviews.

e) 4th Down Conversion props do not include 1st downs awarded by penalty.

f) Sacks props are settled as per the official league source. Includes 0.5 sacks awarded, however for props such as 'Player to record a sack in the game', the player must record at least one total sack (1.0) for 'Yes' to be settled the winner.

2. Football Player Props. For all player props the players must be listed as active by the official league source for bets to have action. Bets will be refunded on wagers where one or both players are listed as inactive. An exception to this rule is for Quarterback prop markets as these require that the players in question must be starters for bets to have action. Passing yardage props are settled as per gross passing yards.

E. NFL Draft.

1. All markets will be settled in accordance with official information available on nfl.com.

2. Markets relating to a player's position will be settled in accordance with official information available on nfl.com. In instances where nfl.com uses different terminology for a position then in the positional markets offered (i.e. nfl.com refers to a player as an EDGE instead of a Linebacker), Oneida Sportsbook will use reasonable discretion to settle the market based upon information gathered from other reliable sources. Oneida Sportsbook will not take into consideration post-draft positional changes.
 3. Wagers on Over/Under draft position are settled based on when a team selects that player. Should a player go undrafted, Over/Under markets will be settled by assigning the next number after the last player drafted.
 4. Round in which player is drafted wagers will be void should a player go undrafted, unless 'undrafted' is an option offered in the betting market.
 5. Wagers on any players who subsequently withdraw their eligibility for that year's draft will stand. Should a player who is not listed in any market be the winning selection, all bets on that market stand. All markets involving listed players are offered with others available on request.
 6. Wagers on which team will draft a player are settled on the team who officially draft that player as listed on nfl.com. Any previous or subsequent trades will not be taken into consideration for settlement.
 7. Mr. Irrelevant is the term associated with the last player drafted in the final round.
- F. Football Futures.** Football season long futures are unique wagers which will be offered from time-to- time. For all season-long match bets and division betting, all bets stand regardless of team re-location, or a change to a team name, season length or playoff format. Unless stated otherwise, team(s) must play in all of their scheduled regular season games for bets to have action. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.
- G. Football Futures List**
1. **Pro Football Championship Odds.** Wager on which team will win the season-long championship.
 2. **Division of Winning Team.** Wager on which division the winner originates from.
 3. **Conference of Winning Team.** Wager on which conference the winner originates from.
 4. **State of Winning Team.** Wager on which state the winner originates from.
 5. **Name the Finalists.** Which two teams will meet in the Championship Game. Should no game take place, all bets are refunded.
 6. **Exact Outcome.** Which team will win, and who will they beat in the championship game. Should no game take place, all bets are refunded.
 7. **#1 Seed.** Team to be the #1 seed at the end of the regular season. Team must play all regular season games for the wager to have action.

8. Football Division and Conference Futures.

a) Division Winner markets will be settled on who finishes top of the relevant division after the conclusion of the Regular Season. If two or more teams have the same regular season win record then ties will be broken using the governing organization's official rules to determine outright winner. Conference Winner will be settled on team's performance in the playoffs.

b) Regular season records do not count. If there is a change to the post season structure whereby a Conference Championship is not possible, or called early, Conference Winner will be settled on the team that advances to the Pro Football Championship from that Conference.

9. Pro Football Conference Odds. Wager on which team will win the conference.

10. Pro Football Divisional Odds. Wager on which team will win the division.

11. Pro Football Division Finishing Position. Wager on the exact position a named team will finish within their division. Team must play all regular season games for the wager to have action.

12. Football Player Futures. For all player vs. player match bets, both players must be active in Week 1 for bets to have action.

13. Player Season Specials. Bet on season performances for named individual players – Total Passing Yards, Rushing Yards, Receiving Yards, Tackles, Sacks, Interceptions, Catches, Passer Rating etc. Player must be active Week 1 of the regular season for bets on their individual performances to stand, else bets are refunded. Wagers are available on who will achieve the most for each stat listed above. Players are not required to be active Week 1 for these.

14. Pro Football Awards. Wager on which player will win the named Award – AP MVP, Offensive Rookie of the Year, Defensive Rookie of the Year, Offensive Player of the Year, Defensive Player of the Year, Comeback Player of the Year, Coach of the Year. Players are not required to be active Week 1 for these.

15. Pro Football Regular Season Wins. Wager on the number of regular season wins made by a team. Team must play all regular season games for the wager to have action.

16. Head to Head Regular Season Team Wins. Wager on the number of regular seasons wins made by one team vs. another team. Team must play all regular season games for the wager to have action.

17. Team Season Specials. Wager on team specific specials – total yards gained, total TDs scored, exact total wins, record after x games etc. Team must play all regular season games for the wager to have action.

18. College Football Championship. Wager on which team will win the championship.

19. College Football Conference. Wager on which team will win the Conference.

20. College Football Division. Wager on which team will win the Division.

21. College Football Heisman Winner. Wager on which team will win the Heisman Trophy.

22. College Football Regular Season Wins. Wager on the number of regular season wins made by a team. Team must play all regular season games for the wager to have action.

H. Live Football Rules.

1. In case of any delay (rain, darkness...), all markets remain unsettled and the trading will be continued as soon as the match continues.

2. Markets do not consider overtime unless otherwise stated.

3. In case of abandoned or postponed matches, all markets are considered cancelled unless the match continues in the same NFL weekly schedule (Thursday-Wednesday local stadium time).

4. Points Spread- Winner with Handicap in .5 increments (Away, Home)

a) Game – Includes overtime

b) Reg – Only points during regular time are considered

c) 1st Half – Only points scored during first quarter and second quarter are considered

d) Q1-Q4 – Only points scored in the specific quarter are considered

5. Total – Game Total (Over, Under)

a) Game – Total points scored by both teams, includes overtime

b) Reg – Only points during regular time are considered

c) 1st Half – Only points scored during first quarter and second quarter are considered

d) Q1-Q4 – Only points scored in the specific quarter are considered

6. Money Line- Winner (Away, Home)

a) Game – Includes overtime

b) Reg – Only points during regular time are considered

c) 1st Half – Only points scored in the first half will be considered

d) Q1-Q4 – Only points scored in the specific quarter are considered

7. Three Way- Outcome (Away, Home, Draw)

a) Reg – Which team will win the game, no overtime

b) 1st Half – Which team wins the first half

8. Will be OT – Will there be overtime (Yes, No). Will there be overtime in this game

9. Win Margin- Predefined Range of Points team wins by (XXXXXX). Game – Includes overtime

10. Point Rave- First Team to Score X PTS in Game (Away, Home)

a) Including Overtime

b) Which team will score X points in the game first (for example: Current score is 20-19, then the home team reached 20 points first).

c) If a game ends before any team reaches X points, this market is considered cancelled

11. Next to Score – Which Team will Score Next? (Home, Away, Neither)

a) Game – Including overtime

b) 1st Half – Only points scored in first half will be considered

12. Next Score Kind– How will next point be scored (TD, FG, Safety, None). Game – includes overtime

13. Odd Even- Final Combined Score will be (Odd, Even)

a) Game – Including Overtime

b) 1st Half – Only points scored during first half are considered

IX. Golf

A. Date/Site Changes. In the event of a tournament being postponed, rearranged or moved to a different course, all bets will stand.

B. Minimum Length of Play. In the event of a tournament being shortened or otherwise affected due to weather conditions, all bets other than those placed after the last completed round will stand provided at least 36 holes or all originally scheduled holes have been played and a trophy has been awarded. Those placed after the last completed round will be refunded. This does not apply when a tournament is played over more than one course and in this instance all players must have played the same rotation, otherwise all bets will be refunded.

C. Golf Wagers. All winning bets will be settled at the prices shown at the time the bet was accepted. Bets will be settled at the place terms on offer when the bet was placed.

D. Hole Winner Markets: Winning bets must predict which of the quoted players will win the hole. In 3-way player markets, dead heat rules apply. In 2-way player markets, the tie will also be offered, and this will win if they both score the same score on the hole. If a player withdraws on a hole, the other player(s) will be deemed the winner regardless of their score on the hole but provided they complete the hole.

E. Make/Miss the cut: Bets will be refunded for any player who does not start the tournament. If a player withdraws at any stage after starting the tournament, bets will be settled as losers.

F. Match play: Winning bets must predict the winner of a match play match. In team events, final day singles will be settled on the official result. In a match play tournament, the winner will be the player progressing to the next round or becoming the tournament winner.

G. Match play Winning Margin: Winning bets must predict the winning margin in the relevant match play event. The official result counts for settlement purposes.

H. Mythical 2/3 Balls: The winner will be the player who shoots the lowest score in the specified round. If all players do not start the round, bets will be refunded. If a player withdraws or is disqualified during the specified round, the other player will be deemed the winner. If all players withdraw or are disqualified during the specified round then bets will be refunded.

I. Player Hole Scores: Winning bets must predict the number of shots it takes for a player to complete a specified hole. Prices are for a player to achieve a certain score such as Birdie, Bogey, Albatross, Eagle etc. on a particular hole, e.g. First Hole bets will be settled on the score of the first hole of the course (flag number 1). For example, if Tiger Woods teed off on Hole 10 to start his round the bet would not be settled on Tiger Woods first hole played it would be when Tiger

Woods finishes playing the first hole on the course (flag number 1). If a player fails to complete a hole for whatever reason, bets will stand provided that the hole is completed on a subsequent day. If there is no opportunity to complete the hole, all bets will be refunded. If a player withdraws whilst playing the specified hole, all bets will be refunded.

- J. Round Leader Markets:** Bets will be settled after the specific round has been completed. Dead heat rules apply.
- K. Tournament Prices:** Winning bets must predict the winner of the tournament. If a playoff is required to determine the tournament winner, the winner of the playoff will be deemed the tournament winner. In the event of a shared win, the operator reserves the right to settle as they see fit based on all available evidence. Dead heat rules apply for all placings in a tournament.
- L. Tournament Group Betting:** Winning bets must select the player who achieves the highest tournament placing from a selected group. In the event of any player in the group not teeing off, bets will be refunded. Players missing the cut will be eliminated unless all of the players in the group miss the cut. If this occurs the lowest score at that stage will determine the winner. Dead heat rules apply if two or more players are tied at the end of the tournament, unless the result is determined by a playoff in which case the playoff winner is considered the group winner.
- M. Tournament Match Bets:** Winning bets must select the player with the lowest score at the end of the tournament, provided that 36 holes have been played in a 72-hole tournament. If both players finish on the same score, 'Tie' is the winner, regardless of whether the two players involved subsequently contest a playoff. Both players in a match bet must tee off for bets to stand. In a tournament played on a combination of courses, all bets will be refunded if the players do not complete the same itinerary of courses. If one player misses the cut, the other player will be deemed to be the winner. Where both miss the cut, the player with the lowest score after the cut has been made is deemed the winner. If one player is disqualified or withdraws before the cut is made or after both players have made the cut, the other player will be deemed the winner (even if the other player does not make the cut). If a player is disqualified or withdraws in the rounds after the cut, when his/her opponent has already missed the cut, the disqualified player will be deemed the winner. If both players withdraw or are disqualified before the cut, all bets are refunded. The same applies if this happens to them both after they have made the cut.
- N. To hit the fairway:** This market is settled on the finishing position of the golf ball after the tee shot. Official sources will be used for settlement. If no official result can be determined via these sources or TV pictures, bets will be refunded.
- O. To Finish Last:** Winning bets will predict who will finish last in the tournament. Any bets placed on players who withdraw before all scheduled holes are completed will be settled as losing bets. If there is a tie for last place, dead heat rules will apply.
- P. Top 5/10/20:** Bets will be refunded on any player that does not start a tournament. If a player starts and then withdraws for any reason, bets will be losers.

- Q. Top Nationality Markets:** Only the players listed within these markets count. Bets on non-runners will be refunded.
- R. Yearly Order of Merit/Official Money List Winner:** Winning bets must predict the winner of the Order of Merit/Official Money List at the end of the season. Settlement is determined following the last counting tournament and will not be affected by any subsequent enquiries or alterations.
- S. 18-Hole/36-Hole Match Bets:** Winning bets must predict the player with the lowest score over 18/36 holes. If both players finish on the same score, 'Tie' will be the winner, regardless of whether the two players involved subsequently contest a playoff. Both players in a match bet must tee-off for bets to stand.
- T. 2-Ball/3-Ball Betting:** Winning bets must select the player with the lowest score over the specified number of holes. In the event of any player not teeing off, all bets will be refunded. Once a player has teed off, all bets will stand regardless of whether they subsequently withdraw or are disqualified from the tournament. If a price is offered for the 'Tie' in 2-ball betting, a tied score will result in 'Tie' being declared the winner. If a price is not offered for the 'Tie', all bets will be refunded. Bets will normally be offered based on player pairings or groups in the tournament. In the event of a 2 or 3 ball being rearranged, bets will be settled on the original pairings. Dead Heat rules apply to all 3-ball betting.
- U. Bogey Free Round.** Bets will be losers if the player scores a bogey or worse on any hole.
- V. Golf Futures.** Oneida Sportsbook will void and refund any future wager on a specific player if that player withdraws before the start of the event. Once a player tees off on the first hole all future wagers on that specific player will stand.
- X. Hockey**
- A. Date/Site Changes.** Regular season Hockey games must be played on the scheduled date/location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application.
- B. Minimum Length of Play.** For wagering purposes, unless otherwise stipulated in individual Hockey sports wager rules, results are official after 55 minutes of play for US Pro Hockey and 60 minutes of play for non-US Hockey.
- C. Pre-Game Hockey Wager Rules.** Hockey wagers are accepted in the following manner:
- 1. Puck Line:** A wager in which a bettor “takes” or “lays” a specified number of goals. The team wagered must “cover” the goal line for the wager to be deemed a winner. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score. In the event of a shootout, the winner of the shootout will have one (1) goal added to its score and one goal will be added to the game total, regardless of the number of shootout goals scored
 - 2. Money Line:** A wager in which the bettor “takes” or “lays” a specified price. The team wagered must only win the game for the wager to be deemed a

winner. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score. In the event of a shootout, the winner of the shootout will have one (1) goal added to its score and one goal will be added to the game total, regardless of the number of shootout goals scored.

3. Total Goals: A wager on whether the total number of goals scored in a game is over or under a specified number. Unless otherwise specified as “Regular Time” on the individual market, overtime periods are counted in the final score. In the event of a shootout, the winner of the shootout will have one (1) goal added to its score and one goal will be added to the game total, regardless of the number of shootout goals scored.

4. Periods: Wagers on any specified period will be decided on goals scored during the specified period only. This wager may be a point spread and/or a money line. All specified periods must be played to their completion or the wager will be refunded. Once a specified period is completed, that specified period wager will stand regardless of the length of the remainder of the game. Third Period wagers do not include overtime periods.

5. Team to score first: Settled on the first score of the game. Bets stand even if game is not completed. Overtime counts.

6. Team to score last: Settled on the last team to score. Game must be completed. Overtime counts.

7. Highest Scoring Period: Bet on which period will produce the most goals. Dead heat rules apply. Game must be completed for bets to stand.

8. Race to x goals: Winner being the team who reaches the specified goals tally first. Should neither team reach the total, and a ‘Neither’ option is not offered, then bets on that market will be refunded.

9. Hockey Props. Various unique wagers may be offered from time to time, called proposition bets. When wagering proposition bets, unless stated otherwise, overtime does count for settlement of wagers.

10. Hockey Player Props. Players do not have to start for action but must play for action. If a player does not take any part in a game, then wagers on that player proposition will be refunded. Player prop wagers do include overtime, but not shootouts unless otherwise specified.

11. Hockey Futures. Hockey season long futures are unique wagers which will be offered from time-to-time. For all season long match wagers and division betting, all wagers stand regardless of team relocation, or a change to team name, season length or playoff format. Unless stated otherwise in the market, team(s) must play in all of their scheduled regular season games as determined by the league’s governing body at the start of the season for wagers to have action. If team(s) do not compete in all scheduled games then wagers will be refunded, except for those wagers which have been unconditionally determined. For awards, the official decision made by the governing body on the day the award winner is announced will be final. Any subsequent changes at a later date will not count for betting purposes.

a) Division of Winning Team. Wager on which division the winner originates from.

- b) **Conference of Winning Team.** Wager on which conference the winner originates from.
- c) **State of Winning Team.** Wager on which state the winner originates from.
- d) **Country of Winning Team.** Wager on which country the winner originates from.
- e) **Name the Finalists.** Which two teams will meet in the Championship Series. Should no series take place, all bets are refunded.
- f) **Exact Outcome.** Which team will win, and who will they beat in the named series. Should no series take place, all bets are refunded.
- g) **#1 Seed.** Team to be the #1 seed at the end of the regular season.
- h) **Double Chance.** Wager on whether either of the two named teams will be declared the winner for the named market.
- i) **Hockey Division and Conference Futures.** Division Winner markets will be settled on who finishes top of the relevant division after the conclusion of the Regular Season. If two or more teams have the same Regular Season win record, then ties will be broken using the governing body's official rules to determine an outright winner.
- j) **NHL Division Finishing Position.**
 - (1) Wager on the exact position a named team will finish within their division.
 - (2) Conference Winner markets will be settled on team's performance in the playoffs. Regular season records do not count. If there is any change to the post season structure whereby a Conference Finals Series is not possible, or called early, Conference Winner will be settled on the team that advances to the NHL Finals from that Conference.
 - (3) For Playoff Series Winner, the team that advances to the next round is deemed the winner.
 - (4) Wagers for all other markets are refunded if the required minimum number of games (according to the respective governing organizations) are not completed, or the number of games changes.

12. Hockey Grand Salami Prop. The Ice Hockey Grand Salami will be decided by adding up all the scores for the games scheduled for that particular day using official league sources. All games must be completed for action. Goals scored in overtime are included.

D. Live Hockey Rules,

- 1. All markets (except period, overtime and penalty shootout markets) are considered for regular time only, unless it is mentioned in the market.
- 2. If a match is interrupted and continued within 48 hours after initial start, all open bets will be settled with the final result. Otherwise all undecided bets are considered cancelled.
- 3. If a match is interrupted or postponed and is not continued within 48 hours after initial start date, betting will be cancelled.

E. Money Line- Winner (Away, Home)

1. Game – Includes overtime
 2. Reg – Regulation only; If match ends in a draw after regulation, all bets are considered cancelled
 3. P1-P3 – Only Goals scored in the specific period are considered
 4. Pen – Which team will win penalty shootout; Only goals during penalty shootout are considered
- F. Total- Total Goals scored by Both Teams (Under, Over)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- G. Points Spread- Winner with Handicap in .5 Increments (Away, Home)**
1. Game – Includes overtime
 2. Reg – Only goals during regular time are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- H. Three Way – Outcome (Away, Home, Draw)**
1. Reg – Which team will win the game, no overtime
 2. P1-P3 – Which team wins the specific period
- I. Win Rest – New Game (Away, Home, Tied)**
1. Reg – Which team will score more goals in the remaining time; Not including overtime
 2. P1 – Which team will score more goals in the remaining time of the first period
 3. P2 – Which team will score more goals in the remaining time of the second period
 4. OT – Which team will score more goals in the remaining overtime
- J. Match and Total- Match and Total (Team and Total Parlay)**
Reg – No overtime
- K. Next Goal- Next Goal Scored (Away, Home, No Goal Scored)**
1. Game – Which team scores next goal in entire game
 2. Reg – Which team scores next goal; Regulation Only
 3. P1-P3 – Only goals scored in specific period are considered
 4. OT – Only goals scored in overtime are considered
 5. Pen – Only goals scored in the penalty shootout are considered
- L. Away Total- Total Goals Scored by Away Team (Over, Under)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- M. Home Total- Total Goals Scored by Home Team (Over, Under)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- N. Away Goals- Exact Number of Goals Scored by Away Team (0,1,2,3+)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- O. Home Goals- Exact number of Goals Scored by Home Team (0, 1, 2, 3+)**

1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered
- P. Exact Goals- Exact Number of Goals Scored by Both Teams (0-1, 2, 3... 9+)**
1. Game – Includes overtime
 2. Reg – Only goals scored in regulation are considered
 3. P1-P3 – Only goals scored in the specific period are considered

XI. Soccer

A. Date/Site Changes.

1. Soccer games must be played on the scheduled date and location (location is a geographical area or city, but not restricted to a specific arena or venue) to be considered action unless otherwise noted in the specific sports rules section or the inventory game page within the mobile application or web browser application. A club team playing a European competition is classed as playing at Home if the event is moved from the club's usual ground to a ground within their national boundaries, e.g. when Tottenham Hotspur played their Champions League home games at Wembley Stadium.
2. Oneida Sportsbook will always try to identify matches played at a neutral venue. For matches played at a neutral venue (whether indicated or not), bets will stand regardless of which team is listed as the home team. If an official fixture lists different team details to our scheduled match, then bets will be void, e.g. Reserves/U21s/Development team. This does not apply to instances where Oneida Sportsbook lists a scheduled match without the term 'XI' in the team name or Club Friendlies where all bets stand regardless of the players used to complete regular play, whereby prices are subject to fluctuation. If there is a change of venue, all bets will be deemed void.
3. Specific extra time bets will stand regardless. This is defined as any scheduled period of play, normally two halves of 15 minutes, between the end of regular play and the end of the game. Hence, if any other time period is played these bets will be settled accordingly regardless of the periods played (e.g. 2 halves of 10 minutes).

B. Minimum Length of Play

1. For wagering purposes, unless otherwise stipulated in individual Soccer sports wager rules, results are official after 90 minutes of play plus injury time.
2. Abandoned matches: Any scheduled match abandoned before the completion of regular play will be refunded, except for all bets where the outcome has already been determined at the time of abandonment. If a match commences but for whatever reason, including any suspension of play, does not conclude on the same day (local time), all bets on that match will be deemed void except where settlement has already been determined. For example, where the first goal has been scored by a named player, the First Goalscorer and Time of First Goal markets, amongst others, will stand. Where the match is concluded on the same day that it commenced (local time), all bets will stand, regardless of any suspension of play.
3. Suspended matches: Bets on any scheduled match suspended before the completion of regular play will be refunded if the match is not restarted on the

same day (local time) and played to completion, even if the governing body declares the result of the shortened match to stand for competition purposes. Bets on which the outcome has already been determined at the time of suspension will stand. For example, where the first goal has been scored by a named player, the First Goalscorer and Time of First Goal markets, amongst others, will stand. Where the match is concluded on the same day that it commenced (local time), all bets will stand, regardless of any suspension of play.

Example:

Real Madrid v Barcelona is 1-0 and is suspended due to a crowd disturbance after 47 minutes. Match does not continue on same day but is played to a conclusion (48-90) a week later. Any bets already determined are settled eg First Goalscorer, Half-Time, First Goal etc. All other bets are refunded.

Real Madrid v Barcelona is 1-0 and is suspended due to a crowd disturbance after 47 minutes. Match continues 2 hours later on same day and is played to a conclusion (48-90). All bets are settled as normal.

4. Postponed matches: For any cancelled or postponed match, any bets struck prior to the scheduled kick-off will be refunded. All bets stand on any match that is delayed prior to the scheduled kick-off time and takes place on the same day. Matches played in a tournament finals, e.g. World Cup Finals, European Championship Finals, or Copa America Finals (but not qualifiers for these finals) will not be void if postponed and will stand for the new date they are played.

C. Pre-Game Soccer Wager Rules

1. **90-Minute:** Wager is on the outcome of a soccer match, determined on the score at the end of 90 minutes of play PLUS any time the referee adds to compensate for injuries and other stoppages. 90-Minute wagers do not include periods of extra time or penalty shootouts. If a match takes place but is not completed as advertised (e.g. it is not a 90-minute match or is split into three periods, rather than two), all bets in the match will be refunded. If any team starts a match with less than 11 players, all bets on that match will be refunded. If a match is postponed or cancelled, any bets placed prior to the scheduled start of the match will be refunded.

2. **To Advance/To Lift the Trophy:** Wager on a team in a soccer match to advance to the next level or round of competition. Wagers will be decided on the score at the referee's final whistle at the match's natural conclusion, whether the match is decided in regular time, extra time or in a penalty shootout.

3. **Three Way:** A wager in which there are three (3) possible outcomes in a soccer match. If the wagering offer on a match includes the draw as a third option and the match ends in a draw, wagers on the draw will be paid, while wagers on both teams will lose. Three Way wagers will be decided on the score after 90 minutes of play and any time the referee adds to compensate for injuries and other stoppages.

4. **First/Last Goalscorer:** A wager on which player will score first/last in a soccer match. Wagers are refunded on player who does not take part in the match or who comes on as a substitute after the first goal has been scored. Own goals do not count for first goalscorer bets and are ignored for settlement purposes. For

Last Goalscorer wagers and wagers for a player to score 2 and 3 or more goals, all players taking part at any point of the match are deemed to have played for the purposes of Last Goalscorer bets, irrespective of whether they were on the field at the time the last goal was scored.

5. Double Result: A wager on the result at half-time and full-time (i.e. at the end of 45 minutes plus injury time and 90 minutes plus injury time). Wagers will be refunded if the match is abandoned prior to the completion of 90 minutes play plus injury time.

6. Spread and Total: Bets settled on outcome of the period the markets relate to. If the outcome is exactly equal to the betting line, then bets will be refunded.

7. Total Goals Odd/Even: Resulted on the score at the end of regulation. No goals counts as even in this market.

8. Penalty Shootout Winner: Wager on the outcome of the Penalty Shootout. Should a shootout not take place, then bets will be refunded.

9. Correct Score: Wager on the final score. The match must be completed or else bets will be refunded.

10. Double Chance: Wager on whether either of the two named teams will be declared the winner for the named market.

11. Team to score first: Settled on the first score of the game. Bets stand even if game is not completed. Any periods of extra time do not count.

12. Team to score last: Settled on the last team to score. Game must be completed.

13. Highest Scoring Half: Bet on which half will produce the most goals. Dead heat rules apply if tie is not an option. Game must be completed for bets to stand.

14. Race to x goals: Winner being the team who reaches the specified goals tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.

15. Top Goalscorer/Top Team Goalscorer: A wager on the player to be the top goalscorer in a tournament, league or cup. All wagers are action in a tournament provided the player is named in the playing squad and has the opportunity to play in the named tournament. If more than one player finishes on the same number of goals, then dead heat rules will apply. Goals scored in penalty shoot-outs do not count. Wagers placed on a player to be top Goalscorer in a given league are based on regular season games only and do not include play-offs.

16. Time of First Goal: Wagers on the time of the first goal in a match. The 1st minute of the game is considered to be from the 1st second to the 59th second. The 2nd minute is from 1 minute to 1 minute 59 seconds. If a goal is scored in injury time of first half, the winning selection will be the 41-50 min bracket. If the goal is scored in injury time of the second half, the winning selection will be the 81-90 minute bracket.

17. Team to Qualify for Next Round: If a game offered within a specific round of a competition is postponed, 'Team To Qualify' bets still stand, irrespective of the length of the delay. If a team qualifies for the next round but no match is played (opposition withdraws/is disqualified), all bets on the To Qualify

market will be void. When a price is quoted for a team to qualify for the next round of a given tournament over two legs, bets placed on that market will be settled immediately on completion of the second match based upon the events that occur during both matches. This will include normal time, injury/stoppage time added on by the match official at the end of normal time, extra time, away goals if applicable, and penalty shoot-outs; should the tie progress as such. Matches where one leg of the tie is no longer played at the venue advertised, bets will stand as long as the venue remains in the same country and is not switched to the opponent's ground/another country. Should this occur, all bets will be void. Matches originally set to be played in a Neutral country will stand if moved to another country. If a tie is reduced from 2 legs to 1 leg, then all Team to Qualify bets will be deemed void.

18. Bookings and Cards:

a) All Cards/Bookings wagers are based on cards shown during regular play only. The following cards will not apply for betting purposes: cards that take place in extra time; cards cancelled by the referee during the match; cards shown to non-active players; cards shown before the kick-off or after the final whistle; and cards shown between the final whistle of regular time and the start of extra time. Cards shown during the half-time interval count towards second-half and full-time markets. For all markets relating to booking points, the following rules apply: a yellow card is 10 points; a red card is 25 points; however, a second yellow card is ignored such that a maximum of 35 points can be awarded per player. For all markets relating to cards, the following rules apply: a yellow card counts as 1; a red card counts as 2; however, a second yellow card is ignored such that a maximum of 3 cards can be awarded per player for betting purposes.

b) Tournament Cards/Bookings bets are settled on total number of bookings that occur within a specified tournament. The result from the official tournament website will be used for settlement.

- D. Soccer Futures.** Soccer season long futures are unique wagers that will be offered from time-to-time.
- E. Soccer Division Winner Futures.** For Divisional/League winner markets, wagers are settled on the final League positions at the end of the scheduled season, irrespective of what happens in any Divisional play-offs, with wagers on "Who Will Win a League" being settled on the team who lifts the trophy. Wagers will stand on any team that does not complete all its games. Season match wagers are settled on which of two teams will place highest in the league at the end of the season. If teams finish level on points, then the tie breaker used by the league (e.g. goal difference or head-to-head records) will decide the winner.
- F. Soccer Top Goalscorer Futures.** Wagers placed on a player to be the Top Goalscorer in a given league are based on regular season games only. Any goals scored in subsequent play-off games do not count for betting purposes. Once a player is named in the squad and has the opportunity to play in the league that season, wagers will stand. Wagers placed on a player to be the top scorer in a given Tournament, or to be Top Team Goalscorer in a given tournament, will

stand as long as the player is named in the squad and has the opportunity to play in the named tournament. If more than one player finishes on the same number of goals, then dead-heat rules apply (any tournament top scorer award, for example "Golden Boot" is ignored for settlement purposes). Goals scored in Extra-Time will count, but goals scored within Penalty Shootouts will not count.

G. Live Soccer Rules.

1. All markets (except halftime, first half markets, overtime and penalty shootout) are considered for regular time only.
2. If a match is interrupted and continued within 48 hours after initial kick-off, all open bets will be settled with the final result. Otherwise, all undecided bets are considered cancelled.
3. Regular 90 minutes: markets are based on the result at the end of a scheduled 90 minutes play unless otherwise stated. This includes any added injury or stoppage time but does not include extra-time, time allocated for a penalty shootout or golden goal.
4. Corner kicks awarded but not taken are not considered.
5. **Three Way- Outcome (Away, Home, Draw)**
 - a) Reg – Which team will win the match; Regulation only
 - b) H1 – Which team will win the first half
 - c) H2 – Which team will win the second half; Regulation only
 - d) OT – Which team will win the overtime; Does not include penalty shootout
6. **Money Line-Winner (Away, Home)**
 - a) Reg – Regulation only; If match ends in a draw after regulation, all bets are considered cancelled
 - b) Pen – Which team will win penalty shootout; Only goals during penalty shootout are considered
7. **Advance Next Round – Which Team Advances to Next Round (Away, Home).** Game – Includes overtime and penalty shootout if applicable.
8. **Win Rest- New Game (Away, Home, Draw)**
 - a) Reg – Which team will score more goals in the remaining time; Not including overtime
 - b) H1 – Which team will score more goals in the remaining time of the first half
 - c) OT – Which team will score more goals in the remaining overtime period.
9. **Next Goal- Which Team Scores Next Goal (Away, Home, No Goal Scored)**
 - a) Reg – Regulation Only
 - b) H1 – Only goals scored in first half are considered
 - c) OT – Only goals scored in overtime are considered
 - d) Pen – Only goals scored in the penalty shootout are considered
10. **Next Goal When- When will Next Goal be Scored (Time Intervals).** Reg – Settled on the time when the goal is scored; 15:01 counts as 16-30; 31-45 and 76-90 include any injury time; The time which is displayed on TV is

considered, if not available the time when the ball crosses the goal line is considered and will be settled based on the time clock shown on TV.

11. Asian Handicap- Winner with Handicap in .25 Increments (Away, Home)

- a) Quarter handicaps split the bet between the two closest half intervals. For example, a \$1000 bet on a handicap of +.75 is the same as \$500 on +.5 and \$500 on +1. The bet is automatically split between the two. The player can win, tie, or lose, each half.
- b) Reg – Only goals during regulation time are considered
- c) H1 - Only goals during the first half are considered

12. Total- Total Goals Scored by both Teams in .5 Increments (Over, Under)

- a) Reg – Only goals during regulation time are considered
- b) H1 – Only goals during the first half are considered
- c) H2 – Only goals during the second half are considered
- d) OT – Only goals during overtime are considered

13. Asian Total- Total Goals by both Teams in .25 Increments

- a) Quarter handicaps split the bet between the two closest half intervals. For example, a \$1000 bet on a handicap of +1.75 is the same as \$500 on +1.5 and \$500 on +2. The bet is automatically split between the two. The player can win, tie, or lose, each half.
- b) Reg – Only goals during regulation time are considered
- c) H1 – Only goals during the first half are considered

14. Away Total- Total Goals Scored by Away Team (Over, Under). Reg – Total goals scored by away team in the game

15. Home Total- Total Goals Scored by Home Team (Over, Under). Reg – Total goals scored by home team in the game

16. Match and Total- Match and Total (Team and Total Parlay). Reg – No overtime

17. Correct Score- Exact Final Score (Away Team Winning Score, Home Team Winning Score). Reg – No Overtime

18. Exact Goals- Exact Number of Goals Scored by Both Teams (0-1, 2, 3, 4, 5, 6+)

- a) Reg – Only goals scored in regulation are considered
- b) H1 – Only goals scored in the first half are considered

19. Away Goals- Exact Number of Goals Scored by Away Team (0, 1, 2, 3+)

- a) Reg – Only goals scored in regulation are considered
- b) H1 – Only goals scored in the first half are considered

20. Home Goals- Exact Number of Goals Scored by Home Team (0, 1, 2, 3+)

- a) Reg – Only goals scored in regulation are considered
- b) H1 – Only goals scored in the first half are considered

21. How Decided- How Will the Game be Decided (Away, Home in Reg/OT/PKS). Game – Either team can win in regulation, in overtime, or in a penalty shootout

22. **Both Score- Will both Teams Score (Yes, No).** Reg – Regulation only
23. **Odd Even- Final Combine Score will be (Odd, Even).** Reg – Regulation only
24. **Corner Bet- Most Corners (Away, Home)**
 a) Reg – Regulation only
 b) H1 – Only corner kicks in first half will be considered
25. **Corner Handicap- Head to Head Handicap in .5 Increments (Away, Home)**
 a) Reg – Regulation only
 b) H1 – Only corner kicks in first half will be considered
26. **Total Corners- Combined Corner Kicks in .5 Increments (Away, Home)**
 a) Reg – Regulation only
 b) H1 – Only corner kicks in first half will be considered
27. **Corners Away- Total Corner Kicks by Away Team in Fixed Intervals (0-2, 3-4, 5-6, 7+).** Reg – Regulation only
28. **Corner Home- Total Corner Kicks by Home Team in Fixed Intervals (0-2, 3-4, 5-6, 7+).** Reg – Regulation only

XII. Table Tennis

- A. **Date/Site Changes.** All events must take place on the scheduled calendar day (local time) otherwise, all bets on the game will be void. However, if a match in the Olympics or World Championships is postponed bets will stand providing the match is rescheduled to take place before the closing ceremony. Event(s) must take place in the same city, but not restricted to a specific venue or arena.
- B. **Minimum Length of Play**
 1. In the event of a match not taking place or if a player/team is given a walkover, bets on that match are refunded.
 2. In the event of a match starting but not being completed for any reason, all bets on the outcome of the match will be refunded, except for those markets that have been unconditionally determined.
- C. **Table Tennis Wagers**
 1. **Match Winner:** Wager on who will win the match.
 2. **Set Betting (Correct Score):** The bet refers to the correct final score in sets.
 3. **Set Winner:** This bet refers to winner of a specific set. The respective set must be completed for bets to stand.
 4. **Lead after x points:** Who will have most points after the listed number of points have been played. Draw will be an option and will be the winner if tied at that stage. Should Draw not be offered, and the score is tied, then bets will be refunded.
 5. **Race to x points:** Winner being the team/player who reaches the specified points tally first. Should neither team reach the total, and a 'Neither' option is not offered, then bets on that market will be refunded.
 6. **Who will win Nth point:** Betting on who will win the named point. Should the point not take place, bets will be refunded.

7. **Tournament Winner:** Team/Player to win the named tournament. Should a participant take no part in the competition then bets on them will be refunded. Should they withdraw or be disqualified after the tournament begins, then bets on them will stand.

XIII. Tennis

- A. Date/Site Changes.** If a match is postponed your bet will stand provided the match is rescheduled to take place before the end of the tournament. In the event of a change of venue, playing surface or change from indoor court to outdoor or vice versa, all bets remain action.
- B. Minimum Length of Play.**
1. If a player retires or is disqualified either before the match starts or before the conclusion of the first set, all wagers will be voided.
 2. If a player retires or is disqualified after the 1st set has concluded, then the opposing player will be deemed the winner for all wagering purposes.
 3. If a match does not reach its natural conclusion, all full-match markets (Game/Set Spread and Totals) will be refunded.
- C. Pre-Game Tennis Wager Rules**
1. **Match betting:** A wager on one or more specified players(s) versus one or more other specified players(s) in a designated match. If a player withdraws (retires) or is disqualified after the first set has been completed, the player progressing to the next round or who is awarded the match by the umpire will be considered the winner. If the first set has not been completed, all match bets will be refunded.
 2. If a match does not reach a natural conclusion, any markets (besides match betting) that are not unconditionally determined will be refunded. In the event of a change to playing surface, venue or change from indoor court to outdoor and vice versa, all bets stand.
 3. **Set Betting:** The full number of sets required to win the match must be completed. If a player is awarded the match prior to the full number of sets being completed, all set betting on that match will be refunded. If a match is decided by a Champions tie-break, then this will be considered the third set.
 4. **Bet In-Play, Game by Game betting**
 - a) A game is defined as an ordinary game (not a tie break) which is completed on the same day that it commenced.
 - b) If a game is completed after an interruption for any reason that game shall be deemed to be complete for betting purposes.
 - c) If a game is completed by the awarding of a penalty point by the umpire, the game shall be deemed to be complete. However, if a game is completed by the awarding of a penalty game by the umpire, the game shall be refunded, and all stakes shall be returned.
 - d) If a player retires from a match while a game is in progress, but before that game has been completed, that game shall be deemed to be incomplete and all stakes shall be returned. Bets on a game which subsequently becomes a tie break will be settled as refunded.

5. **Current Set Betting:** If a player retires from a match while a set is in progress, but before that set has been completed, that set shall be deemed to be incomplete and all stakes shall be returned.
6. **Handicap betting:** This bet is based on the number of games each player wins in a given match. E.g. a player given a 3.5 game start on the handicap who loses 7-6, 7-6, 7-6, would be the winner for handicap betting purposes. If a player is awarded the match due to a withdrawal prior to the full number of sets being completed, all handicap bets on that match will be refunded unless, at the time of the withdrawal, the result of the handicap betting is already determined.
7. **Total games:** Bets on the total number of games in a match will be over/under a particular number, e.g. 21.5 games. In the event of a retirement, bets will be refunded unless at the time of the withdrawal the result of the total games is already determined e.g. If a match is abandoned at 6-4 4- 4, bets on Over/Under 19.5 games or fewer in the match are settled as winners/losers respectively, since any conclusion to the match would have to have had at least 20 games.
8. **To Win / Lose First Set and Win the Match:** If either player withdraws from the match before the first set finishes, then bets will be refunded. If the first set has been completed, then the match part of the bet will be determined by the player awarded the match.
9. **Match Tiebreaks:**
 - a) In some competitions, an extended tie-break (Match Tiebreak – sometimes referred to as a “Super Tiebreak”) is played in place of a final deciding set. For settlement purposes, this Match Tiebreak will be considered as one set (for set-related markets) and one game (for game-related markets). For example, in a ‘Best of three sets’ match, if Team A won the first set 6-0, Team B won the second set 6-0 and then Team B went on to win the Match Tiebreak, then the market Set Betting would be settled as 2-1 in Team B’s favor. The market Total Games would be settled against a total of 13 games.
 - b) For tennis matches that use the Match Tiebreak (in place of a final set), in the event that the next game turns out to be a Match Tiebreak, bets on the following markets will all be settled as refunded.
10. **Game/Point Related Markets:** If the wrong player has been set as the server for any individual game (Current or Next Game) then all markets relating to the outcome of that specific game will be refunded, regardless of the result. In the event of a game not being completed, all bets on the game will be refunded with the exception of Game to Deuce if the result has already been determined.
11. **Lead after x points:** Who will have most points after the listed number of points have been played. Draw will be an option and will be the winner if tied at that stage. Should Draw not be offered, and the score is tied, then bets will be refunded.
12. **Race to x points:** Winner being the team/player who reaches the specified points tally first. Should neither team reach the total, and a ‘Neither’ option is not offered, then bets on that market will be refunded.
13. **Who will win Nth point:** Betting on who will win the named point. Should the point not take place, bets will be refunded.

14. Tournament Winner: Team/Player to win the named tournament. Should a participant take no part in the competition then bets on them will be refunded. Should they withdraw or be disqualified after the tournament begins, then bets on them will stand.

15. Quarter Winner: Team/Player to win the Quarter of the Draw they are in. Should a participant take no part in the competition then bets on them will be refunded. Should they withdraw or be disqualified after the tournament begins, then bets on them will stand.

16. IPTL (International Premier Tennis League) Substitute Players
If during a set a player is substituted, ALL bets including “bet in play” will stand. If a set doesn’t start with the players indicated, all bets on that set will be refunded.

D. Live Tennis Rules

1. In case of a retirement or walk over of any player, all undecided bets are considered cancelled.

2. In case of a delay (rain, darkness...) all markets remain unsettled and the trading will be continued as soon as the match continues.

3. If penalty point(s) are awarded by the umpire, all bets on that game will stand

4. In case of a match being finished before certain points/games were finished, all affected point/game related markets are considered cancelled.

5. If a match is decided by a match tie-break, then it will be considered to be the third set.

6. Every tie-break or match tie-break counts as 1 game

E. Money Line – Winner (Player1, Player2)

1. Game – Which player will win the match

2. TSet – Which player will win the specific set

3. TGame – Which player will win the next game

F. Total – Total games played (Over, Under)

1. Game – Entire match

2. TSet – Specific set

G. Which player will win games X and Y of set N (Player1, Player2, Split).

Game – Always for the next 2 games; offered only before the first of the 2 games is started

H. Number of Sets, Best of 3 – Exact number of sets played in match (2 Sets, 3 Sets). Game – Best of 3 sets

I. Number of Sets, Best of 5 – Exact number of sets played in match (3 Sets, 4 Sets, 5 Sets). Game – Best of 5 sets

J. Final results (Player1 Wins 2-0, 2-1; Player2 wins 2-0, 2-1). Game – In sets, best of 3

K. Final results (Player1 Wins 3-0, 3-1, 3-2; Player2 wins 3-0, 3-1, 3-2). Game – In sets, best of 5

L. Correct Score – Exact final score (Player1 Winning Score, Player2 Winning Score)

1. TSet – Specific score for the set

2. TGame – Specific score for a specific game by set

M. Odd Even – Total number of games played

1. Game – Games for the entire match are considered
2. TSet – Only games of specific set are considered

XIV. Esports

- A. If there is a change to the scheduled number of games or maps played in the match, bets placed on this market will stand.
- B. If there is a change in the venue for a match, bets placed on this market will stand.
- C. If there is a change in the team members in the match, bets placed on this market will stand
- D. If a player participates in an official match with a different/wrong nickname bets placed on this market will stand unless it is clear that it was not the player that was supposed to play the match.
- E. If the name of a player or team has been spelt incorrectly, bets placed on this market will stand.
- F. If a match is postponed or re-scheduled, bets placed on this market will stand, provided, the match is played before the end of the competition.
- G. If a match is postponed and not played the end of the competition, bets placed on this market will be void.
- H. If a player or team is given a walkover on at least one game or map before the match starts, bets placed on this market will be void.
- I. If a player or team is given a bye into the next round before the match starts, bets placed on this market will be void
- J. If a player or team is disqualified or retires from the match, bets on this market will be settled on the player or team determined as the winner by the official rules of the respective governing body.

XV. Olympics

- A. **General Olympic Rules.** If an event is cancelled, all bets are void. If any event/match is postponed bets will stand providing the event is rescheduled to take place before the closing ceremony. This rule supersedes any of the individual sports' postponement rules. If a competitor or team does not start a race or tournament then bets placed on that competitor or team will be considered void and stakes will be refunded.
- B. **Final Medal Placings.** All bets on the number of medals will be settled on the official medal table at the end of the Olympic Games. Any changes made by any governing body at a later date do not count for betting purposes.
- C. **World Records and Olympic Records.**
 1. All bets are settled using unofficial results reported immediately after the conclusion of the event.
 2. All bets on the cumulative number of Olympic Records or World Records will be settled at the end of the Olympic Games.
- D. **Results**
 1. All bets are settled using unofficial results reported immediately after the conclusion of the event.
 2. In the event of more than one medal being awarded for the same position, for example there is potential for 2 bronze medals in boxing, Dead Heat Rules apply.

E. Olympic Wagers

1. **Team Medals:** Any medals won by a team/nation per competition count as one medal regardless of the number of team members.
2. **Which country will win the most gold medals:** If two or more countries gain an equal number of gold medals, the number of silver medals will decide. If the number of medals is still equal, the number of bronze medals will decide.
3. **Which country will win the most silver medals:** If two or more countries gain an equal number of silver medals, the number of gold medals will decide. If the number of medals is still equal, the number of bronze medals will decide.
4. **Which country will win the most bronze medals:** If two or more countries gain an equal number of bronze medals, the number of gold medals will decide. If the number of medals is still equal, the number of silver medals will decide.
5. **Head to Head betting**
 - a) For markets relating to a full event, wagers are settled based on the final ranking from the official results. If there is no official final ranking, then the last successfully completed match/stage will be considered the final position. If competitors finish the event in the same position or their last successfully completed stage was the same, dead heat rules apply.
 - b) For markets involving a particular stage of a competition, all wagers are settled based on the official results at the end of that stage. If the competitors finish the stage in the same position, dead heat rules apply.
 - c) If one or more competitors do not start, all bets are void. If a competitor starts the competition but is subsequently disqualified or does not complete the competition, all bets on that competitor are settled as losing wagers. If all listed competitors start the competition but are subsequently disqualified or do not complete the competition, then all bets are void.

XVI. In-Play Wagers

- A. If games do not finish in their entirety, Handicap and Total “In-play” wagers will be refunded.
- B. Once an in-play wager is submitted, it will be considered “action” and will not be voided.
- C. For partial-game wagering, wagers are considered “action” upon the completion of the specified proposition.
- D. **Football**
 1. Overtime periods count towards the point line, total, and money line for full game wagers, unless otherwise specified.
 2. Ties will be refunded.
- E. **Basketball**
 1. Overtime periods count towards the point line, total, and money line for full game and second half wagers, unless otherwise specified.
 2. Ties will be refunded.
- F. **Baseball.** The event needs to go at least 8 ½ innings for the spread and totals markets to be “action”. At least 6 ½ innings for a seven-inning game

ONEIDA CASINO SPORTSBOOK

RULES OF PLAY

- G. Hockey.** For In-play period wagers, the period must be played to its conclusion to have “action.”
 - H. Soccer.** Wagers for all full-game propositions are valid providing at least 90 minutes of play plus added injury time by the officials has occurred, unless otherwise specified. Extra time or penalty kicks are not included.
 - I. Tennis.** Following the completion of at least 1 full set, whoever is declared the winner of the match will be considered the winner for betting purposes. For all game spreads and game totals, the match must be completed in full for these bets to have action.
- XVII. Voids/Cancellations.**
- A.** Oneida Casino Sportsbook reserves the right, at its own discretion, to declare a bet void, totally or partially, if it is obvious that any of the following circumstances have occurred:
 - 1.** Bets have been offered, placed and/or accepted due to an error, which may include, but is not limited to, incorrectly posting the events, odds, wagers, and/or results.
 - 2.** Bets placed while the website was encountering technical problems, that would otherwise not have been accepted.
 - 3.** Influence Betting.
 - 4.** Syndicate Betting.
 - 5.** A result has been affected by illegal activity, directly or indirectly.
 - 6.** Wagers involved in Suspicious Transaction Reporting.
 - 7.** Any erroneous pre-game wagers accepted after the scheduled start time.
 - 8.** Any erroneous live-game wagers accepted at an incorrect price due to delayed or failing of the ‘Live’ coverage.
 - B.** Tickets will not be cancelled or voided prior to the start of an event except as provided in this section.
 - C.** Once both parties accept a wager, tickets will not be cancelled or voided after an event officially begins except as provided in this section.
 - D.** Customer’s may not cancel wagers at any time or for any reason without the approval of on Oneida Casino Sportsbook manager/supervisor.
 - E.** Oneida Casino Sportsbook reserves the right to cancel or suspend wagering on events related to a Suspicious Transaction Report by posting notice of any such suspension/cancellation in the Oneida Casino Sportsbook.

XVIII. Pay Charts

Parlay Odds - Totals Included						
2	3	4	5	6	7	8
13.5/5	6.5/1	13/1	25/1	48/1	92/1	180/1
TIES REDUCE TO NEXT LEVEL						
6 Point Football Teaser Pay Table - Totals Included						
2	3	4	5	6	7	8
-125	+150	+250	+400	+600	+900	+1250
6.5 Point Football Teaser Pay Table - Totals Included						
2	3	4	5	6	7	8
-140	+140	+200	+350	+500	+800	+1100
TIES REDUCE TO NEXT LEVEL						
7 Point Football Teaser Pay Table - Totals Included						
2	3	4	5	6	7	8
-150	+120	+180	+300	+425	+650	+900
TIES REDUCE TO NEXT LEVEL						
5 Point Basketball Teaser Pay Table - Totals Included						
2	3	4	5	6	7	8
-120	+140	+200	+350	+500	+700	+1000
TIES REDUCE TO NEXT LEVEL						
5.5 Point Basketball Teaser Pay Table - Totals Included						
2	3	4	5	6	7	8
-125	+135	+190	+300	+450	+650	+900
TIES REDUCE TO NEXT LEVEL						
6 Point Basketball Teaser Pay Table - Totals Included						
2	3	4	5	6	7	8
-140	+120	+180	+280	+400	+600	+800

- A. Odds are for Football and Basketball based on -110.
- B. Max “Off the Board” payout on any parlay or teaser is 299 to 1.

XIX. Parlays & Teasers

A. Parlays

1. All parlay bets placed are subject to the sportsbook house rules that apply to each individual sport that relates to any leg of any parlay bet.
2. Off-the-board maximum off the board parlay payoff limit/Cap is 299:1.
3. A parlay bet will be reduced to the next number of teams played if any of the games result in a betting tie or if any of the games are postponed or cancelled. If this parlay consists of two team in the above situation, the remaining game becomes a straight bet.

- B. **Teasers.** In the case of any of the selections resulting in a tie the selection will be treated as a Push and the teaser will reduce to the next leg. Teaser bets are governed by the same rules as parlay bets. The only exception is the two team teaser. If one of the games result in a betting tie, there is no action and the wager will be refunded.

XX. Mobile Wagering Accounts (When Applicable)

- A. Account holder must be at least 21 years of age.

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- B.** Oneida Casino Sportsbook posted House Rules and regulations are applicable to Mobile Wagering Accounts. House Rules are available to view in the Support area of Mobile Wagering App.
- C.** For an individual account, the patron must personally appear and provide Oneida Casino Sportsbook with valid proof of identification and social security number prior to activating an account.
- D.** Mobile Wagering Account transactions through the Mobile Wagering App cannot be accepted from any individual who does not have a valid Mobile Wagering Account in good standing.
- E.** Management reserves the right to refuse any application.
- F.** Management reserves the right to suspend an account for reasons it deems sufficient.
- G.** Management reserves the right to terminate and settle the account balance with the patron for reasons it deems sufficient.
- H.** Management shall keep all wagering account information in accordance with its privacy policy.
- I.** Only the person named and identified as the account holder for an individual account can conduct transactions on the account. No agents or representatives will be permitted to access the account. For a business entity account the designated individual(s) of the business entity may conduct transactions and be permitted access to the account.
- J.** Mobile Wagering Account transactions are accepted through the Mobile Wagering App.
- K.** Wagers placed through the Mobile Wagering App are binding when the patron verifies and confirms purchase of wager displayed on the screen.
- L.** Wagers will not be accepted if they exceed the balance in the account.
- M.** Mobile Wagering Account withdrawals and subsequent deposits made at any Casino authorized location during business hours must be signed and authorized by the account holder.
- N.** Mobile Wagering Account winnings are subject to IRS reporting and/or withholdings.
- O.** Wagers placed through the Mobile Wagering App are the sole responsibility of the account holder. Management is not responsible for unauthorized access to the account.
- P.** History of transactions placed through the Mobile Wagering App will be available for a minimum of 60-days in the My Wagers and statement pages.
- Q.** If you do not place any wagers for 18 months consecutively, your account may be suspended from play and classified as dormant. To reactivate the account, you must appear in person at any location which is available for account opening to re-validate your identity. We may close the dormant account at our own discretion at any time.
- R.** Unless otherwise stated, all rules apply to both wagers made in person and to wagers made using the Casino Mobile Wagering App.
- S.** For wagers made through the Mobile Wagering App, the terms of your wager are displayed before you tap “Place Bet,” which action is deemed an acceptance of the wager terms by you. Our acceptance of the wager request is displayed in a

- confirmation message on your mobile device and can be reviewed in the My Wagers section of the Mobile Wagering App at any time.
- T. Payment of winning wagers will be made when Casino confirms and posts results. Winning wagers will be applied directly to your Mobile Wagering Account.
 - U. Wagers may only be accepted from within the approved permitted locations. Oneida Casino Sportsbook is prohibited by law from accepting wagers originating from outside the permitted locations.
 - V. Changes will automatically be updated within the Mobile Wagering App. Any changes on bet-selections will require your acceptance of the revised change before your wager can be confirmed.
 - W. Mobile Wagering Accounts are subject to an audit at the discretion of management at any time. If it is determined that account balances are inaccurate or in error as a result of posting errors, late decision adjustments, modifications mandated by notifications or decisions of Gaming Management or other system errors, the Mobile wagering Account will be adjusted to reflect the findings of the audit. An account may also be adjusted as a result of the resolution of a customer dispute. In the event an adjustment would result in a negative balance in the account, all activity in the account will be suspended until agreement on the adjustment is reached between the account holder and system operator. If the parties are unable to agree on the adjustment the matter will be submitted to the Oneida Gaming Commission for resolution as a customer dispute.
 - X. Mobile Wagering Account rules and regulations are subject to change by management at any time.
 - Y. Due to possible delays or inaccuracies, the LIVE scoreboard may not be reflective of actual LIVE scores and therefore should not be solely relied upon in determining whether to place a bet or not.

XXI. Prohibited Participants

- A. Persons under 21 years old.
- B. Persons placing a wager as an agent or proxy.
- C. Any athlete, coach, referee, player in or on any sports event overseen by that person's sport's governing body.
- D. Any person who holds a position of authority or influence to persuade the participants in a sporting contest, including, but not limited to coaches, managers, handlers, or athletic trainers.
- E. Persons who have nonpublic information about an event or a participant in an event, who are in a position to affect the outcome of an event, or whose participation in wagering on an event might cause the appearance of a conflict of interest, shall be prohibited from wagering on the event or a market in the event. This includes but is not limited to the following types of persons:
 - 1. athletes participating in the event; and
 - 2. employees or contractors of the governing body for the event, employees and contractors of the owner or management of a team participating in the event, and employees and contractors of athletes participating in the events, including but not limited to: referees, officials, coaches, managers, handlers, athletic trainers, team physicians, and other physicians providing medical consultation or treatment of an event participant.

XXII. Patron Questions and Complaints. In the event that a customer has a dispute involving a placed wager, or the way in which a bet or market type has been settled, Oneida Casino Sportsbook is responsible receiving and addressing any patron disputes. Patron questions or complaints can be submitted in person at the Sportsbook or mailed to Oneida Casino Sportsbook PO Box 365 Oneida WI, 54155. All requests will be responded to within ten (10) business days. Gaming Management will attempt to resolve any disputes with the patron, however if a patron is not satisfied with the resolution of a dispute offered by Gaming Management, the patron may contact the Oneida Gaming Commission at P.O Box 79, Oneida, WI 54155.

XXIII. Acceptance of Disclosed Terms and Liabilities

- A.** You hereby accept that by using the services, there is a risk that you may, as well as winning money, lose money. You agree that your use of the services is at your own risk and Oneida Casino Sportsbook and affiliated parties accept no responsibility and shall not be liable for any consequences that are alleged to have occurred through your use, or misuse, of the services.
- B.** Oneida Casino Sportsbook and affiliated parties are not liable for any failure of equipment/software and or loss by any act of God, power failure, disputes that may affect the placing of wagers/bets.
- C.** Oneida Casino Sportsbook reserves the right to cancel or suspend wagering on events related to a suspicious transaction report by posting notice of any such suspension/cancellation in the Oneida Casino Sportsbook.
- D.** Patrons agree that these house rules have been read and accepted prior to the submission of any wagers.

Last updated June 30, 2022.

Review the Three Card Poker Rules of Play and determine next steps

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Enter the requested motion related to this item.

4. Areas potentially impacted or affected by this request:

- | | |
|---|---|
| <input type="checkbox"/> Finance | <input type="checkbox"/> Programs/Services |
| <input type="checkbox"/> Law Office | <input type="checkbox"/> MIS |
| <input checked="" type="checkbox"/> Gaming/Retail | <input type="checkbox"/> Boards, Committees, or Commissions |
| <input type="checkbox"/> Other: <i>Describe</i> | |

5. Additional attendees needed for this request:

- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*
- Name, Title/Entity OR Choose from List*

6. Supporting Documents:

- | | | |
|---|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: ROP- Three Card Poker Subsection J | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Mark Powless, OGC - Chairman

Primary Requestor: Ivory Kelly, OGC - Regulatory Compliance Manager

Oneida Business Committee Agenda Request

Cover Memo:

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

Gaming Management requested revisions to Rules of Play (ROP) Three Card Poker Subsection J :

June 14, 2022 the Oneida Gaming Commission accepted the proposed revisions.

The OGC has prepared this document to set forth the Nation's tribal minimum internal controls that will guide gaming operations and assist internal audit to ensure and maintain the integrity and security of gaming operations.

Action Requested: Accept the revisions to ROP-Three Card Poker Subsection J with no requested revisions.

Please Note (OBC ACTION OPTIONS)

Per the Chief Counsel memo dated February 27, 2018, regarding appropriate OBC action for Rules of Play Revisions, the motion for this request would be as follows:

"Accept the notice of the Rules of Play approved by the OGC on June 14, 2022, and...

- (a) Directs notice to the Gaming Commission there are no requested revisions under Section 501.6-14(d);
 - (b) Directs notice to the Gaming Commission that the Oneida Business Committee will be recommending amendments to the Rules of Play - Three Card Poker Subsection J in accordance with sections 510.6-14(d)(3)(C);
- or
- (c) Directs notice to the Gaming Commission that the Oneida Business Committee repeals the Rules of Play-Three Card Poker Subsection J 14 in accordance with section 501.6-14(d)(3)(A) and subsections (i).

From: [Ashley M. Blaker](#)
To: [Kateri N. Wheelock](#); [Derrick R. King](#); [Lambert M. Metoxen](#); [Louise C. Cornelius](#); [Lorna G. Skenandore](#); [Fawne M. Rasmussen](#); [Chad M. Fuss](#); [Brenda J. Mendolla-Buckley](#); [Marina S. Martirosyan](#); [Shelly L. Stevens](#)
Cc: [Ivory S. Kelly](#); [Shoshana P. King](#); [Tracy J. Metoxen](#); [Michelle M. Braaten](#); [Ashley M. Blaker](#)
Subject: Notification: ROP - Four Card Poker Subsection J Revision; ROP - Three Card Poker Subsection J Revision; and SOPTG-11 Customer Disputes
Date: Tuesday, June 14, 2022 10:35:30 AM
Attachments: [image001.png](#)
[ROP - Four Card Poker Subsection J Revision.pdf](#)
[ROP - Three Card Poker Subsection J Revision.pdf](#)
[SOPTG-11 Customer Disputes.pdf](#)

DATE: 06/14/22
FROM: Mark A. Powless Sr.
SUBJECT: ROP - Four Card Poker Subsection J Revision; ROP - Three Card Poker Subsection J Revision; and SOPTG-11 Customer Disputes

Good Morning,

The Gaming Commission has reviewed the following item(s) and is approved. This will be placed on the next Regular OGC Meeting agenda for retro approval.

1. ROP - Four Card Poker Subsection J Revision
2. ROP - Three Card Poker Subsection J Revision
3. SOPTG-11 Customer Disputes

If you have any further questions please feel free to contact the OGC Chair Mark Powless Sr. via email mpowles5@oneidanation.org or at 497-5658.

Yaw^ko,

Ashley Blaker

Administrative Assistant

Oneida Gaming Commission

PO Box 79

Oneida WI 54155-0079

Phone: (920) 497-5850

OGC Fax: (920) 496-2009

Backgrounds Fax: (920) 490-8048



A good mind. A good heart. A strong Fire.

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Request for Oneida Gaming Commission Rules of Play Revisions

ONEIDA
CASINO

To: Oneida Gaming Commission
c/o Oneida Gaming Commission Compliance

From: Lambert Metoxen, Table Games Director
Gaming Senior Management
C/O Oneida Gaming Compliance

Date: June 03, 2022

Purpose:

Oneida Gaming Management and Gaming Compliance respectfully request a Rules of Play Revision to the Three Card Poker and Four Card Poker Rules of Play.

Background:

During the 2021 Four Card Poker Rules of Play Audit, it was found that the Table Games Dealer forgot to pay a customer's automatic bonus wager. The dealer instead took the wager and placed the player's hand in the discard rack. This resulted in a finding.

Standard Operating Procedures are created to reflect the Rules of Play and any other System of Internal Control created by Gaming Management while dealing card games. These Standard Operating Procedures are then used as training tools when a Dealer is trained to deal our games at Oneida Casino. Creating a rule that incorporates a dealer ensuring the automatic bonus wager is considered may prevent dealer mistakes before they occur.

For training purposes, it is vitally important for the Table Games Department to keep games as close as possible for consistency. This consistency helps mitigate risks of mistakes. While reviewing the Four Card Poker Rules of Play, it was noticed that the Three Card Poker Rules of Play were similar, with a similar automatic bonus feature within the game. To remain consistent, it is in the best interest of the operation to revise both Rules of Play.

Relative Rules of Play regulations;

During revisions, it was noticed Subsection J titled "The Play," required revision to be clearer for readers to follow step by step how each game is played. Within the attached Rules of Play, a clearer understanding of the game can be created in Standard Operating Procedures along with clearer measurements to be audited in the future.

We are respectfully requesting your consideration to adopt this section and replace the existing section in both games. If there are any questions or concerns, we would like to request that we meet to discuss this proposition. We thank you for your time and consideration.

Thank you.

Table Games Management

CC: Louise Cornelius GM,
Lorna Skenandore AGM,
Chad Fuss, AGM
Fawne Rasmussen AGM
Brenda Buckley, AGM
Derrick King, Gaming Compliance Manager
OGC-Compliance

Three Card Poker

J The Play

1. Prior to procedures required by Subsection (G), (H), or (I), each player shall make one or both of the following wagers:
 - a. Ante Wager, means player elects to play against the dealer;
 - b. Pairs Plus Wager, means player elects to play the hand value against the payable.
2. After dealing procedures required by Subsection (G), (H), or (I) have been completed, each player shall be responsible for their own hand. No other person other than the dealer may touch the cards of said player. Each player shall be required to keep the three cards in full view of the dealer at all times. After examination:
 - a. If the player has placed an Ante Wager, the player may elect to make a Play Wager equal to the amount of the Ante Wager, or fold.
 - b. If the player has only placed a Pairs Plus Wager, the player will place the hand face down on the appropriate area on the layout, or fold.
3. The player will place the three cards face down on the appropriate area of the layout. The player shall not touch the cards again. If a player is unsure of the hand once placed on the layout, the dealer may check the player's cards.
4. If a player folds, the wager(s) shall be collected by the dealer and placed in the table inventory container. A folded hand shall then be collected by the dealer and placed in the discard rack.
5. If no players have placed a Play Wager, the dealer will not turn over the cards to show the dealer's hand.
 - a. The dealer will turn over the player's hand with a Pairs Plus Wager and determine if the wager is won.
 - b. Pairs Plus Wager will be reconciled in accordance with Subsection K.
 - c. Losing Pairs Plus Wager will be placed in the table inventory container and cards shall be placed in the discard rack.
6. If at least one player has placed a Play Wager, the dealer shall turn over the dealer's cards and arrange the cards to form the highest possible ranking hand.

7. After the dealer has announced the dealer's best hand, the dealer shall, starting with the player farthest to the right, reveal the player's cards. The dealer will reconcile each hand individually working counterclockwise in accordance with Subsection K (Payout Odds) for the following wagers;
 - a. Play Wager;
 - b. Ante Wager;
 - c. Bonus Wager, if the player has an Ante and Play Wager; and
 - d. Pairs Plus Wager.
8. After each wager is settled, the dealer will collect the cards of each player and place them in the discard rack in accordance J.9 below.
9. If the hand of the player ties with that of dealer's hand, and Ante and Play Wagers of the player shall push.

Review the Four Card Poker Rules of Play and determine next steps

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. Session:

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. Requested Motion:

Accept as information; OR

Enter the requested motion related to this item.

4. Areas potentially impacted or affected by this request:

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: *Describe*

5. Additional attendees needed for this request:

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

Name, Title/Entity OR Choose from List

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: ROP- Four Card Poker Subsection J | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input checked="" type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Mark Powless, OGC - Chairman

Primary Requestor: Ivory Kelly, OGC - Regulatory Compliance Manager

Oneida Business Committee Agenda Request

Cover Memo:

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

Gaming Management requested revisions to Rules of Play (ROP) Four Card Poker Subsection J :

June 14, 2022 the Oneida Gaming Commission accepted the proposed revisions.

The OGC has prepared this document to set forth the Nation's tribal minimum internal controls that will guide gaming operations and assist internal audit to ensure and maintain the integrity and security of gaming operations.

Action Requested: Accept the revisions to ROP-Four Card Poker Subsection J with no requested revisions.

Please Note (OBC ACTION OPTIONS)

Per the Chief Counsel memo dated February 27, 2018, regarding appropriate OBC action for Rules of Play Revisions, the motion for this request would be as follows:

"Accept the notice of the Rules of Play approved by the OGC on June 14, 2022, and...

- (a) Directs notice to the Gaming Commission there are no requested revisions under Section 501.6-14(d);
 - (b) Directs notice to the Gaming Commission that the Oneida Business Committee will be recommending amendments to the Rules of Play - Four Card Poker Subsection J in accordance with sections 510.6-14(d)(3)(C);
- or
- (c) Directs notice to the Gaming Commission that the Oneida Business Committee repeals the Rules of Play-Four Card Poker Subsection J 14 in accordance with section 501.6-14(d)(3)(A) and subsections (i).

From: [Ashley M. Blaker](#)
To: [Kateri N. Wheelock](#); [Derrick R. King](#); [Lambert M. Metoxen](#); [Louise C. Cornelius](#); [Lorna G. Skenandore](#); [Fawne M. Rasmussen](#); [Chad M. Fuss](#); [Brenda J. Mendolla-Buckley](#); [Marina S. Martirosyan](#); [Shelly L. Stevens](#)
Cc: [Ivory S. Kelly](#); [Shoshana P. King](#); [Tracy J. Metoxen](#); [Michelle M. Braaten](#); [Ashley M. Blaker](#)
Subject: Notification: ROP - Four Card Poker Subsection J Revision; ROP - Three Card Poker Subsection J Revision; and SOPTG-11 Customer Disputes
Date: Tuesday, June 14, 2022 10:35:30 AM
Attachments: [image001.png](#)
[ROP - Four Card Poker Subsection J Revision.pdf](#)
[ROP - Three Card Poker Subsection J Revision.pdf](#)
[SOPTG-11 Customer Disputes.pdf](#)

DATE: 06/14/22
FROM: Mark A. Powless Sr.
SUBJECT: ROP - Four Card Poker Subsection J Revision; ROP - Three Card Poker Subsection J Revision; and SOPTG-11 Customer Disputes

Good Morning,

The Gaming Commission has reviewed the following item(s) and is approved. This will be placed on the next Regular OGC Meeting agenda for retro approval.

1. ROP - Four Card Poker Subsection J Revision
2. ROP - Three Card Poker Subsection J Revision
3. SOPTG-11 Customer Disputes

If you have any further questions please feel free to contact the OGC Chair Mark Powless Sr. via email mpowles5@oneidanation.org or at 497-5658.

Yaw^ko,

Ashley Blaker

Administrative Assistant
Oneida Gaming Commission
PO Box 79
Oneida WI 54155-0079
Phone: (920) 497-5850
OGC Fax: (920) 496-2009
Backgrounds Fax: (920) 490-8048



A good mind. A good heart. A strong Fire.

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Request for Oneida Gaming Commission Rules of Play Revisions

ONEIDA
CASINO

To: Oneida Gaming Commission
c/o Oneida Gaming Commission Compliance

From: Lambert Metoxen, Table Games Director
Gaming Senior Management
C/O Oneida Gaming Compliance

Date: June 03, 2022

Purpose:

Oneida Gaming Management and Gaming Compliance respectfully request a Rules of Play Revision to the Three Card Poker and Four Card Poker Rules of Play.

Background:

During the 2021 Four Card Poker Rules of Play Audit, it was found that the Table Games Dealer forgot to pay a customer's automatic bonus wager. The dealer instead took the wager and placed the player's hand in the discard rack. This resulted in a finding.

Standard Operating Procedures are created to reflect the Rules of Play and any other System of Internal Control created by Gaming Management while dealing card games. These Standard Operating Procedures are then used as training tools when a Dealer is trained to deal our games at Oneida Casino. Creating a rule that incorporates a dealer ensuring the automatic bonus wager is considered may prevent dealer mistakes before they occur.

For training purposes, it is vitally important for the Table Games Department to keep games as close as possible for consistency. This consistency helps mitigate risks of mistakes. While reviewing the Four Card Poker Rules of Play, it was noticed that the Three Card Poker Rules of Play were similar, with a similar automatic bonus feature within the game. To remain consistent, it is in the best interest of the operation to revise both Rules of Play.

Relative Rules of Play regulations;

During revisions, it was noticed Subsection J titled "The Play," required revision to be clearer for readers to follow step by step how each game is played. Within the attached Rules of Play, a clearer understanding of the game can be created in Standard Operating Procedures along with clearer measurements to be audited in the future.

We are respectfully requesting your consideration to adopt this section and replace the existing section in both games. If there are any questions or concerns, we would like to request that we meet to discuss this proposition. We thank you for your time and consideration.

Thank you.

Table Games Management

CC: Louise Cornelius GM,
Lorna Skenandore AGM,
Chad Fuss, AGM
Fawne Rasmussen AGM
Brenda Buckley, AGM
Derrick King, Gaming Compliance Manager
OGC-Compliance

Four Card

J The Play

1. Prior to procedures required by Subsection (G), (H), or (I), each player shall make one or both of the following wagers:
 - a. Ante Wager, means player elects to play against the dealer;
 - b. Aces Up Wager, means player elects to play the hand value against the payable.
2. After dealing procedures required by Subsection (G), (H), or (I) have been completed, each player shall determine the best four card poker hand out of their five cards.
3. Each player shall be responsible for their own hand. No other person other than the dealer may touch the cards of said player. Each player shall be required to keep the five cards in full view of the dealer at all times. After examination:
 - a. If the player has placed an Ante Wager, the player may elect to either make a Play Wager in the amount between one and three times the player's Ante Wager, or fold.
 - b. If the player has only placed an Aces Up Wager, the player will place the hand face down on the appropriate area on the layout, or fold.
4. The player will place the five cards face down on the appropriate area of the layout. The player shall not touch the cards again. If a player is unsure of the hand once placed on the layout, the dealer may check the player's cards.
5. If a player folds, the wager(s) shall be collected by the dealer and placed in the table inventory container. A folded hand shall then be collected by the dealer and placed in the discard rack.
6. If no players have placed a Play Wager, the dealer will not turn over the cards to show the dealer's hand.
 - a. The dealer will turn over the player's hand with an Aces Up Wager, arrange the hand from the highest card value to the lowest card value, and determine if the wager is won.
 - b. Aces Up Wager will be reconciled in accordance with Subsection K.
 - c. Losing Aces Up Wagers will be placed in the table inventory container and cards shall be placed in the discard rack.
7. If at least one player has placed a Play Wager, the dealer shall turn over the dealer's cards and arrange the dealer hand from the highest card value to the lowest card value. The dealer shall then indicate the best four card hand. The two cards the dealer does not use should be positioned to the right of the hand.
8. After the dealer has announced the dealer's best hand, the dealer shall, starting with the player farthest to the right, reveal the player's cards. The dealer will reconcile each hand individually working counterclockwise in accordance with Subsection K (Payout Odds) for the following wagers:

- a. Play Wager;
 - b. Ante Wager;
 - c. Bonus Wager, if the player has an Ante and Play Wager; and
 - d. Aces Up Wager.
9. After each wager is settled, the dealer will collect the cards of each player and place them in the discard rack in accordance with J.11 below.
 10. If the hand of the player ties with that of the dealer's hand, the Ante and Play Wagers of the player shall win.
 11. All cards collected by the dealer shall be picked up in order and placed in the discard rack in such a way that they can be readily arranged to reconstruct each hand in the event of a question or dispute.

Approve the development of a Repatriation of Norbert Hill Center working group

Business Committee Agenda Request

1. **Meeting Date Requested:** 07/13/22

2. **Session:**

Open Executive – must qualify under §107.4-1.

Justification: *Choose or type justification.*

3. **Requested Motion:**

Accept as information; OR

Approve the development of a Repatriation of Norbert Hill Center working group.

4. **Areas potentially impacted or affected by this request:**

Finance

Programs/Services

Law Office

MIS

Gaming/Retail

Boards, Committees, or Commissions

Other: OBC, Land

5. **Additional attendees needed for this request:**

Mark W. Powless, General Manager

Bobbi Webster, Public Affairs Director

Nicole Rommel, Env Hlth Saf Land & Ag Div Director

Stacey Coon, Museum Director

6. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input checked="" type="checkbox"/> Other: background info | | |

7. Budget Information:

- | | |
|---|--|
| <input type="checkbox"/> Budgeted – Tribal Contribution | <input type="checkbox"/> Budgeted – Grant Funded |
| <input type="checkbox"/> Unbudgeted | <input type="checkbox"/> Not Applicable |
| <input type="checkbox"/> Other: <i>Describe</i> | |

8. Submission:

Authorized Sponsor: Kirby Metoxen, Councilman

Primary Requestor: (Name, Title/Entity)



Memorandum

To: Oneida Business Committee via BC Reg. Meeting
From: Councilman Kirby Metoxen
Date: July 05, 2022
Re: Repatriation of Oneida Nobert Hill Center Working Group

Background:

During the June 14, 2022, BC Work Session, Councilman Metoxen requested the development of a working group for the Repatriation of Oneida Nobert Hill Center. It was suggested the working group should include the Tribal Preservation Officer, Land Commission, Director of Environmental Health/Safety/Land/Ag, Public Health Officer, Public Affairs Officer, and Councilman Metoxen. The working group would determine the process to identify if there are any unmarked burial sites at Norbert Hill Center.

In May of 2022, Secretary of the Interior Deb Haaland released Volume 1 of the Federal Indian Boarding School Initiative, a comprehensive effort to address the troubled legacy of federal Indian boarding school policies.

Post (1) vacancy - Oneida Election Board

Business Committee Agenda Request

1. Meeting Date Requested: 07/13/22

2. General Information:

Session: Open Executive – must qualify under §107.4-1.
Justification: *Choose reason for Executive.*

3. Supporting Documents:

- | | | |
|--|--|---|
| <input type="checkbox"/> Bylaws | <input type="checkbox"/> Fiscal Impact Statement | <input type="checkbox"/> Presentation |
| <input type="checkbox"/> Contract Document(s) | <input type="checkbox"/> Law | <input type="checkbox"/> Report |
| <input checked="" type="checkbox"/> Correspondence | <input type="checkbox"/> Legal Review | <input type="checkbox"/> Resolution |
| <input type="checkbox"/> Draft GTC Notice | <input type="checkbox"/> Minutes | <input type="checkbox"/> Rule (adoption packet) |
| <input type="checkbox"/> Draft GTC Packet | <input type="checkbox"/> MOU/MOA | <input type="checkbox"/> Statement of Effect |
| <input type="checkbox"/> E-poll results/back-up | <input type="checkbox"/> Petition | <input type="checkbox"/> Travel Documents |
| <input type="checkbox"/> Other: <i>Describe</i> | | |

4. Budget Information:

- | | | |
|--|--|-------------------------------------|
| <input type="checkbox"/> Budgeted | <input type="checkbox"/> Budgeted – Grant Funded | <input type="checkbox"/> Unbudgeted |
| <input checked="" type="checkbox"/> Not Applicable | <input type="checkbox"/> Other: <i>Describe</i> | |

5. Submission:

Authorized Sponsor: Lisa Liggins, Secretary

Primary Requestor: Brooke Doxtator, BCC Supervisor

Additional Requestor: (Name, Title/Entity)


Additional Requestor: (Name, Title/Entity)

Submitted By: BDOXTAT1



Memorandum

TO: Oneida Business Committee

FROM: Brooke Doxtator, BCC Supervisor 

DATE: July 6, 2022

RE: Post one (1) vacancy – Oneida Election Board

Background

There is a vacancy on the Oneida Election Board (OEB) that needs to be posted. The vacancy is due to the resignation of Stephanie Metoxen on July 2, 2022. The vacancy is for term ending July 31, 2024.

Action requested:

Post one (1) vacancy for the Oneida Election Board.