

Oneida Nation

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Oneida, WI 54155

BC Resolution # 06-12-24-B FY-2024 General Welfare Assistance Elder 62+ Program

- 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 Oneida General Welfare law, 10 O.C. 1001, 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
- WHEREAS,** the Oneida Business Committee adopted the Oneida Nation Assistance Fund law, 10 O.C. 1003, through resolution BC-11-30-22-A for the purposes of governing how the Nation provides financial assistance to its members, pursuant to the Oneida General Welfare law; and
- WHEREAS,** the Oneida General Tribal Council approved and adopted the Fiscal Year 2024 Budget through resolution GTC-09-25-23-A, in which six million nine hundred ninety thousand dollars (\$6,990,000.00) was allocated for a potential general welfare assistance program for the Oneida Nation's eligible members age sixty two (62) and older, and the budgeted funds would provide up to two thousand dollars (\$2000.00) to each enrolled Oneida Nation member whom is at least sixty two (62) years of age by December 31, 2024, and
- WHEREAS,** the Oneida Business Committee concluded an approved program, created pursuant to and in accordance with the Oneida General Welfare law and the Oneida Nation Assistance Fund, should be created in FY2024 to provide financial assistance to eligible members of the Nation to aid them with the costs of living.

Establishment and Purpose

NOW THEREFORE BE IT RESOLVED, the Oneida Business Committee hereby adopts and establishes the FY 2024 Elder General Welfare Assistance Program as an approved program of the Nation in accordance with the Oneida General Welfare law and pursuant to the Oneida Nation Assistance Fund, to provide up to two thousand dollars (\$2000.00) to enrolled members, at least sixty two (62) years of age by December 31, 2024, who have submitted an Oneida Assistance Fund Application.

BE IT FURTHER RESOLVED, the purpose of the FY 2024 Elder General Welfare Assistance Program is to provide financial assistance to members of the Nation to aid them with the rising costs of living and ensure their general welfare needs may be met.

Eligibility for Assistance

BE IT FURTHER RESOLVED, any enrolled member of the Nation who is at least sixty two (62) years of age on or before December 31, 2024 and has submitted an Oneida Nation Assistance Fund application in accordance with its instructions shall be eligible for assistance from the FY 2024 Elder General Welfare Assistance Program.

BE IT FURTHER RESOLVED, the FY 2024 Elder General Welfare Assistance Program funds must be used for Qualifying Expenditures, as defined in the Oneida Nation Assistance Fund law, 10 O.C. 1003.5-5.

Funding Source

BE IT FURTHER RESOLVED, The Oneida Nation Fiscal Year 2024 Budget, approved and adopted by the Oneida General Tribal Council through resolution GTC-09-25-23-A, allocated six million nine hundred ninety thousand dollars (\$6,990,000.00) for a potential general welfare assistance program to provide each enrolled Oneida Nation member, whom is at least sixty-two (62) years of age by December 31, 2024, up to two thousand dollars (\$2000.00).

Qualifications for General Welfare Exclusion

BE IT FURTHER RESOLVED, the FY 2024 General Welfare Assistance 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 FY 2024 General Welfare Assistance 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.

Application Submission Period and Distribution of Funds

BE IT FURTHER RESOLVED, the Oneida Trust Enrollment Department shall make available an application form for the FY 2024 General Welfare Assistance Program by July 1, 2024.

BE IT FURTHER RESOLVED, applications for the 2024 disbursement of assistance from the FY 2024 General Welfare Assistance Program shall be accepted until 4:30 PM Central Standard Time on September 6, 2024, with the disbursement of assistance to be made on or before September 30, 2024. Eligible members missing the initial aforementioned application deadline may submit an application for the funds by 4:30 PM Central Standard Time on March 3, 2025, with a distribution of the FY 2024 Elder General Welfare Assistance Program made on or before March 28, 2025.

BE IT FURTHER RESOLVED, that the Oneida Trust Enrollment Department shall oversee the collection, review, and permitted distribution of funds from the FY 2024 General Welfare Assistance Program to the qualifying recipients.

Maintenance of Records

BE IT FINALLY RESOLVED, that the Oneida Trust Enrollment Department shall be responsible for maintenance of records for the FY 2024 General Welfare Assistance Program. The recipient shall retain receipts for the expenditure of the funds associated with the FY 2024 General Welfare Assistance Program.

CERTIFICATION

I, the undersigned, as Secretary of the Oneida Business Committee, hereby certify that the Oneida Business Committee is composed of 9 members of whom 5 members constitute a quorum; 5 members were present at a meeting duly called, noticed and held on the 12th day of June, 2024; that the forgoing resolution was duly adopted at such meeting by a vote of 4 members for, 0 members against, and 0 members not voting*; and that said resolution has not been rescinded or amended in any way.



Lisa Liggins, Secretary
Oneida Business Committee

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