

# Oneida Tribe of Indians of Wisconsin

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Oneidas bringing several hundred bags of corn to Washington's starving army at Valley Forge, after the colonists had consistently refused to aid them.



UGWA DEMOLUM YATEHE  
Because of the help of this Oneida Chief in cementing a friendship between the six nations and the colony of Pennsylvania, a new nation, the United States was made possible.

## BC Resolution # 06-03-98-A

### *Resolution Regarding Oneida Tribe's Endorsement of BadgerCare*

WHEREAS, the Oneida General Tribal Council is the duly recognized governing body of the Oneida Tribe of Indians of the Wisconsin, and

WHEREAS, the General Tribal Council has been delegated the authority of the Constitution of the Oneida Tribe of Indians of Wisconsin, and

WHEREAS, the Oneida Business Committee may be delegated duties and responsibilities by the Oneida General Tribal Council and is at all times subject to the review powers of the Oneida General Tribal Council, and

WHEREAS, the Oneida Tribe is committed to ensuring the provision of health services to Oneida members, and

WHEREAS, the Children's Health Insurance Program (*CHIP*) was enacted by the U.S. Congress as part of the Balanced Budget Act of 1997, and

WHEREAS, under the law establishing *CHIP*, Native American children are eligible on the same basis as other children in the State in which they reside, regardless of whether or not they may be eligible for or served by Indian Health Services funded care, and

WHEREAS, the law specifically requires that each State ensure the provision of child health assistance to targeted low-income Native American children in the State, and

WHEREAS, the Department of Health and Human Services encourages States to implement the *CHIP* program, in consultation with Tribes and Indian organizations, in a created and flexible manner to allow Native American children to benefit from Title XXI to the maximum extent possible under the law, and

WHEREAS, the President of the United States in the April 29, 1994 Memorandum for Heads of Executive Departments and Agencies, and reaffirmed by the May 14, 1998 Executive Order issued which outlined principles to clarify the United States's responsibility to ensure that the federal government operates within a government-to-government relationship with federally recognized Tribes, and

WHEREAS, each executive department and agency shall consult to the greatest extent practicable and to the extent permitted by law, with Tribal governments prior to taking actions that affect federally recognized Tribal governments, and

WHEREAS, the State of Wisconsin developed its CHIP program known as BadgerCare, without significant consultation with the Wisconsin Indian Tribes as recommended in the February 28, 1998 Letter to State Official from the Department of Health and Human Services, and

WHEREAS, BadgerCare as it is currently written, requires that some low income families cost share in the insurance premiums, and

WHEREAS, many Oneida members will find cost-sharing a discouragement to families enrolling in BadgerCare and thus many Indian families will probably not benefit from CHIP as intended by Congress, and

WHEREAS, if families do not participate in BadgerCare, the cost of providing health care for these families will remain with the Tribal health care provider, and

WHEREAS, the guidance on CHIP to the States is to benefit Indian children, "...to the Maximum extent under the law,"

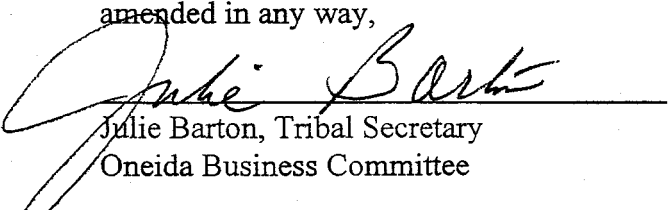
NOW THEREFORE BE IT RESOLVED, that the Oneida Tribe does not endorse the BadgerCare program until such time as consultation with the Oneida Tribe takes place, and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Federal and State officials meet with the State of Wisconsin Tribal leaders and health directors to explore means to improve the opportunities for low income working Indian families to participate in BadgereCare to the maximum extent under the law, and

NOW THEREFORE BE IT FINALLY RESOLVED, that any endorsement by the Oneida Tribe shall be obtained only through resolution adopted by the Oneida Tribe's Oneida Business Committee or General Tribal Council.

#### 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. 6 members were present at a meeting duly called, noticed and held on the 3rd day of June, 1998; that the foregoing resolution was duly adopted at such meeting by a vote of 5 members for; 0 members against, and 0 members not voting; and that said resolution has not be rescinded or amended in any way,

  
Julie Barton, Tribal Secretary  
Oneida Business Committee