

Oneida Tribe of Indians of Wisconsin

BUSINESS COMMITTEE



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.

P.O. Box 365 • Oneida, WI 54155

Telephone: 920-869-4364 • Fax: 920-869-4040

RESOLUTION # 11-06-02-A

Resolution Adopting Amendments to The Per Capita Ordinance

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, GTC Resolution #08-11-97-A established annual per capita payments for enrolled elders 62 and over in the amount of \$2,000.00, and

WHEREAS, GTC Resolution #6-30-90-A directed per capita payments for enrolled elders 65 and over in the amount of \$500.00; and

WHEREAS, *The Per Capita Ordinance* sets forth eligibility standards and procedures for issuing all per capita, and

WHEREAS, the current Per Capita Ordinance definition of "Elder" is too restrictive because it limits eligibility to tribal members who are age 62 years or over as of January 1 of a given year, resulting in most Elders being ineligible until they reach 63 years of age, and

WHEREAS, *The Per Capita Ordinance* definition of "Elder" needs to be amended to reflect the intent of the General Tribal Council to have Elderly Per Capita payments for members when they actually reach 62 or 65 years of age, and

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NOW THEREFORE BE IT RESOLVED, that 9.3-4. of *The Per Capita Ordinance* is hereby amended as follows (as indicated by underline for addition and ~~strikeout~~ for deletion): *Elder*: shall mean those tribal members who are age 62 years or over, or 65 years or over, as of December 31 ~~January 1~~ of a given year.

NOW THEREFORE BE IT FURTHER RESOLVED, that 9.5-3. of *The Per Capita Ordinance*, is hereby amended by adding the following (as indicated by underlined text):

(c) *Payments Sent*. Per capita payments shall be mailed on September 30th.
(1) After September 30th, and through December 31, first time elder per capita payments shall be sent in the month following birth date.

(d) *Request for Prior Payment*. A request for a prior payment, for which a member was eligible, but did not receive, must be filed –

(1) for per capita payments made between January 1, 1990 and January 1, 2000, by December 31, 2000.

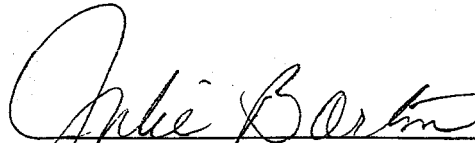
(2) for all future per capita payments, by September 1st of the next year. For example, if a payment is sent in 2000, then the cut off date is September 1, 2001 for a missed payment.

(3) However, tribal elders shall have until December 31, 2002 to file for years 2001 and 2002 for first-time elder per capita payments.

NOW THEREFORE BE IT FINALLY RESOLVED, that enrolled members who were 62 or 65 in 2001 or 2002, and who filed for per capita payments in those years, shall not be required to re-file in order to receive the elder per capita payments they are eligible for under the amendments enacted with the passage of this resolution.

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. 7 members were present at a meeting duly called, noticed and held on the 11th day of November, 2002; that the foregoing resolution was duly adopted at such meeting by a vote of 6 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