

Oneida Nation

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Oneida, WI 54155

BC Resolution # 02-12-20-A Citations Law

- 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 Citations law (“the Law”) is to provide a process that governs all citations that fall under the jurisdiction of the Oneida Nation; and
- WHEREAS,** the Law provides how a citation action commences and who has the authority to issue a citation; and
- WHEREAS,** the Law describes what information is required to be included on a citation; and
- WHEREAS,** the Law sets forth requirements for how a citation shall be served on an individual and subsequently filed with the court; and
- WHEREAS,** the Law provides a process for an individual to enter into a stipulation agreement with an authorized attorney of the Nation to settle a citation; and
- WHEREAS,** the Law provides a process for how an individual can contest his or her citation in court; and
- WHEREAS,** the Law sets forth the various timelines and procedures for citation hearings; and
- WHEREAS,** the Law clarifies that this Law shall not apply to any law of the Nation which delegates hearing authority to a hearing body other than the Oneida Judiciary; and
- WHEREAS,** in accordance with the Legislative Procedures Act a legislative analysis and fiscal impact statement were developed for this Law; and
- WHEREAS,** a public meeting on the Law was held on November 22, 2019, in accordance with the Legislative Procedures Act, and the public comment period was held open until December 3, 2019; and
- WHEREAS,** the Legislative Operating Committee accepted, reviewed, and considered the public comments received on December 18, 2019; and

NOW THEREFORE BE IT RESOLVED, that the Citations law is hereby adopted and shall become effective on February 26, 2020.

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 12th day of February, 2020; that the forgoing resolution was duly adopted at such meeting by a vote of 5 members for, 0 members against, and 1 members not voting*; and that said resolution has not been rescinded or amended in any way.



Lisa Summers, Secretary
Oneida Business Committee

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