

Oneida Tribe of Indians of Wisconsin

Legislative Reference Office

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Committee Members

Melinda J. Danforth
Edward J. Delgado
Tehassi Hill
Patricia King
Brandon Stevens

LEGISLATIVE OPERATING COMMITTEE MEETING

Business Committee Conference Room
Norbert Hill Center
March 31, 2010 9:00 A.M.

MINUTES

PRESENT: Trish King, Tehassi Hill, Brandon Stevens, Melinda J. Danforth, Ed Delgado
OTHERS PRESENT: Tonya Boucher, Tani Thurner, Lynn Franzmeier, Scott Wilson, Cathy Bachhuber, Lisa Summers, Jennifer Hill-Kelley, MaryJo Nash, Sheila Huff, Marianne Close, JoAnne House, Michael Debraska, Cathy Metoxen, Amelia Cornelius

I. Approval of the Agenda

Motion made by Melinda J. Danforth to approve the agenda, seconded by Tehassi Hill. Motion carried unanimously.

II. Tabled Business

1. **Legislative Operating Committee Minutes of Wednesday, February 17, 2010.**

Motion made by Melinda J. Danforth to take from the table, seconded by Tehassi Hill. Motion carried unanimously.

Motion made by Melinda J. Danforth to approve the minutes, seconded by Tehassi Hill. Motion carried unanimously.

III. Current Business

1. **Legislative Operating Committee Minutes of Wednesday, March 3, 2010.**

Motion made by Melinda J. Danforth to approve the minutes, seconded by Tehassi Hill. Motion carried unanimously.

2. Marriage Law Amendments (1:39-14:13)

Last Action: 01/28/10

Submitted by: Ed Delgado

Date Submitted: 02/04/09

Motion made by Ed Delgado to approve the resolution for the adoption of the Marriage Law with changing the language of the section of Marriage Ceremony 7.5-3b. and 71.6-3e. Seconded by Tehassi Hill. Abstentions: Melinda J. Danforth. Motion carried.

Motion made by Melinda J. Danforth to amend the main motion to add the Oneida title to the law. Seconded by Tehassi Hill. Motion carried unanimously.

3. Divorce, Annulment, Legal Separation Law (14:15-29:19)

Last Action: 01/28/10

Submitted by: Ed Delgado

Date Submitted: 02/04/09

Motion made by Tehassi Hill to approve moving the Divorce, Annulment, Legal Separation Law with the addition of the Oneida title to the Business Committee for final adoption. Seconded by Brandon Stevens. Motion carried unanimously.

4. Real Property Law Amendments (29:21-1:08:50)

Last Action: 01/28/10

Submitted by: Ed Delgado

Date Submitted: 02/04/09

Motion made by Ed Delgado to defer back to the Legislative Reference Office for clarification and verification of Real Property section, seconded by Brandon Stevens. Motion carried unanimously.

Motion made by Ed Delgado to have a joint meeting with the Land Commission on April 5, 2010 at 5:00 p.m. at the Land Office, seconded by Tehassi Hill. Motion carried unanimously.

Note for the record: This will come back on April 7, 2010.

5. Personnel Commission Bylaws (1:09:38-1:33:17)

Last Action: 03/03/10

Submitted by: Susan G. Daniels

Date Submitted: 12/02/09

Motion made by Melinda J. Danforth to defer to April 21, 2010, seconded by Tehassi Hill. Motion carried unanimously.

Motion made by Ed Delgado to delete the sentence that says in the preamble the Oneida Personnel Commission oversees tribal hiring practices to ensure that they are fairly administered with the intent of applying Oneida Indian Preference Policy in the process

of selection of the most qualified applicant for open positions. Seconded by Tehassi Hill. Motion carried unanimously.

Motion made by Melinda J. Danforth to delete the rest, the entire preamble. Seconded by Ed Delgado. Motion carried unanimously.

Motion made by Ed Delgado to delete the historical and preamble section of the bylaws, seconded by Brandon Stevens. Motion carried unanimously.

6. Parent Policy Leave (1:33:21-2:24:10)

Last Action: 02/11/10

Submitted by: Trish King

Date Submitted: 11/12/10

Motion made by Ed Delgado to extend the emergency action until September 30, 2010 and make that recommendation to the Oneida Business Committee, seconded by Brandon Stevens. Abstentions: Melinda J. Danforth. Motion carried.

Motion made by Ed Delgado to allow flex time for parental leave with the approval of the supervisor, seconded by Melinda J. Danforth. Motion carried unanimously.

7. Education Code (2:24:11-2:39:26)

Last Action: 01/06/10

Submitted by: Melinda J. Danforth

Date Submitted: 11/03/08

Motion made by Melinda J. Danforth to schedule a work meeting, seconded by Tehassi Hill. Motion carried unanimously.

Motion made by Melinda J. Danforth to direct the Legislative Reference Office to begin developing a truancy law separate from the Education Code. Seconded by Brandon Stevens. Motion carried unanimously.

Motion made by Trish King to direct the Legislative Reference Office to develop a resolution reserving chapter numbers for the Education Code. Seconded by Melinda J. Danforth. Motion carried unanimously.

8. Judiciary Act (2:39:39-2:57:30)

Last Action: 03/04/10

Submitted by: Trish King/Ed Delgado

Date Submitted: 12/01/08

Motion made by Tehassi Hill to defer back to the Legislative Reference Office for a revised legislative analysis and minor amendments to the transition. Seconded by Melinda J. Danforth. Opposed: Ed Delgado. Motion carried.

For the record: Ed Delgados' office no longer supports the Judiciary after 6 years of supporting it because of the 2/3rds requirement that he believes puts the membership at danger of losing their property in an act where they can't change it with their vote.

Motion made by Tehassi Hill to recess until 2:00 p.m., seconded by Brandon Stevens. Motion carried unanimously.

9. **Code of Ethics (2:58:25-3:02:16, 3:09:55-3:12:54)**
Last Action: 03/03/10
Submitted by: Ed Delgado
Date Submitted: 02/25/10

Motion made by Ed Delgado to defer to the Legislative Reference Office to look into re-doing the ethics law, seconded by Melinda J. Danforth. Motion carried unanimously.

IV. New Submissions

1. **Personnel Policies and Procedures Amendment (Indian Preference) (3:02:17-3:09:56)**

Motion made by Melinda J. Danforth to approve the resolution for emergency amendment to the Personnel Policies and Procedures to strengthen Indian preference in hiring and forward to the Oneida Business Committee for adoption. Seconded by Tehassi Hill. Motion carried unanimously.

2. **Pow Wow Committee Bylaws (3:13:15-3:15:32)**
Submitted by: Lloyd Powless
Date Submitted: 03/09/10

Motion made by Melinda J. Danforth to add to the active files list with Melinda J. Danforth as the sponsor, seconded by Tehassi Hill. Motion carried unanimously.

3. **Real Property Law Amendment (NY State properties) (3:15:36-3:16:30)**
Submitted by: Deferred by OBC
Date Submitted: 03/10/10

Motion made by Melinda J. Danforth to defer to April 21, 2010, seconded by Tehassi Hill. Motion carried unanimously.

4. **Budget Management and Control Act (3:16:31-3:17:3:23:54)**
Submitted by: Deferred by OBC
Date Submitted: 03/15/10

Motion made by Melinda J. Danforth to add to the active files list with Trish King as the sponsor, seconded by Brandon Stevens. Motion carried unanimously.

V. Additions

VI. Administrative Update

1. **Sponsor Updates**
2. **Emergency Actions with Expiration Dates**
3. **Work Meetings**

VII. Executive Session

VIII. Recess/Adjourn

Motion made by Tehassi Hill to adjourn, seconded by Brandon Stevens. Motion carried unanimously.

Respectfully Submitted,

Peril Huff
Recording Secretary