

## **General Tribal Council Meeting Stipend Payment Policy**

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### **Article I. Purpose and Policy**

1-1. The purpose of this policy is to govern the payment of stipends for attendance at General Tribal Council meetings.

1-2. It is the policy of the Oneida Tribe of Indians of Wisconsin to pay eligible General Tribal Council members a stipend for attending a General Tribal Council meeting at which a quorum is established and maintained and where official Tribal business is conducted.<sup>1</sup>

### **Article II. Adoption, Amendment, Repeal**

2-1. This policy was adopted by the Oneida Business Committee by Resolution BC-12-10-08-K.

2-2. This policy may be amended pursuant to the procedures set out in the Oneida Administrative Procedures Act by the Oneida General Tribal Council.

2-3. Should a provision of this policy or the application thereof to any person or circumstances be held as invalid, such invalidity shall not affect other provisions of this policy which are considered to have legal force without the invalid portions.

2-4. In the event of a conflict between a provision of this policy and a provision of another law, ordinance, policy, regulation, rule, resolution or motion, the provisions of this policy shall control. Provided that, nothing in this policy is intended to repeal or modify any existing law, ordinance, policy, regulation, rule, resolution or motion.

2-5. This policy is adopted under authority of the Constitution of the Oneida Tribe of Indians of Wisconsin.

### **Article III. Definitions**

3-1. This section shall govern the definitions of words and phrases used within this law. All words not defined herein shall be used in their ordinary and everyday sense.

(a) "General Tribal Council" or "GTC" means, for the purposes of this policy, those enrolled members of the Oneida Tribe of Indians of Wisconsin who are twenty-one (21) years of age or older.

(b) "In line" shall mean those GTC members who are physically in the line which is set up for purposes of admittance into the meeting hall where the GTC meeting is held.

(c) "Tribe" or "Tribal" means the Oneida Tribe of Indians of Wisconsin.

### **Article IV. Stipends**

4-1. Any Tribal member who meets the requirements of 4-2 shall receive a \$100.00 stipend for attending a GTC meeting, if a quorum is established.

(a) If a quorum has not been established within fifteen (15) minutes after the published

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<sup>1</sup>August 11, 2007 GTC Directive: "Motion by Madelyn Genskow that a stipend of \$100 be paid to any General Tribal Council member who attends a GTC meeting and is eligible to vote and stays until the end of the meeting effective in calendar year 2008 and for all time, seconded by Nancy Skenandore."

starting time, the meeting shall not be held and no stipend shall be paid.

4-2. In order to receive a stipend for attending a GTC meeting, a person shall:

- (a) be an enrolled Tribal member;
- (b) be twenty-one (21) years of age or older;
- (c) except as provided under (1), register no later than fifteen (15) minutes after the published starting time of the meeting by checking in at a registration table, filling out any required forms, and providing a valid Tribal or state issued picture identification;
  - (1) A person in line to register within fifteen (15) minutes after the published starting time of the meeting, may receive a stipend for attending a GTC meeting if he or she registers and meets the other requirements under this section.
- (d) be present for the entire meeting; and
- (e) provide a picture identification and check out when the meeting ends.
  - (1) For the purposes of this policy, a meeting ends when the meeting is adjourned, the meeting is recessed to a later date, or a quorum is lost.

4-3. *Payment.* The stipend payment shall be made by check. Any fees associated with reissuing a check, including any stop payment fees, shall be deducted from a reissued check.

#### **Article V. Enrollment Department Responsibilities**

5-1. The Enrollment Department shall ensure that the following is done at each GTC meeting in order to ensure that eligible Tribal members receive a stipend for attending a GTC meeting:

- (a) Conduct check in/out of GTC members verifying voter eligibility before and after each scheduled GTC Meeting.
- (b) Verify mailing address of each GTC member for mailing of stipends.
- (c) Identify all persons who are in line to register within fifteen (15) minutes after the published starting time of the meeting by handstamp, issuing a bracelet or other means of identification.

5-2. Enrollment Department officials shall be responsible for verifying the information provided by Tribal members while checking in and out. An Oneida Tribal Identification Card or state issued identification card shall be required to verify the identity of the person registering.

5-3. The Enrollment Department shall send the names and addresses of GTC members who are eligible to receive a stipend to Accounting as soon as possible after the meeting.

#### **Article VI. Accounting Department Responsibilities**

6-1. The Accounting Department shall mail the stipend checks no later than fifteen (15) business days after a GTC meeting is held.

- (a) If a GTC member does not receive a stipend check after meeting the requirements of 4-2, he or she may contact the Enrollments Department to verify his or her eligibility to receive the stipend payment.

#### **Article VII. Appeals**

7-1. Any GTC member denied a stipend payment may file an appeal with the Oneida Enrollment Department within forty-five (45) days after the meeting for which the meeting stipend was denied. The review shall be conducted by the Oneida Enrollment Director or his/her designee. The Oneida Enrollment Director shall make a determination as to whether the GTC member was eligible for the stipend within five (5) business days of receipt of the appeal of the GTC member.

(a) The determination shall be sent by registered mail (return receipt requested) or delivered in person to the GTC member.

(b) In the event a stipend payment is denied, the determination shall include a statement notifying the GTC member that he or she has fourteen (14) calendar days to file an appeal with the Oneida Trust/Enrollment Committee.

(c) In the event a stipend payment is granted, the determination shall include a statement notifying the GTC member that the Oneida Enrollments Department will forward the GTC member's information to the Accounting Department to process the payment.

7-2. Any GTC member denied a stipend payment after an appeal to the Oneida Enrollment Director may appeal the Director's determination to the Oneida Trust/Enrollment Committee. The appeal shall be filed within fourteen (14) calendar days of receipt of the determination. An appeal shall be filed with the Oneida Trust/Enrollment Committee in care of the Oneida Enrollment Department. The Oneida Enrollment Department shall forward the appeal to the Oneida Trust/Enrollment Committee no later than the next business day.

7-3. A quorum of the Oneida Trust/Enrollment Committee shall conduct a hearing of the appeal and issue a determination within forty-five (45) days of the receipt of the GTC member's request for review.

(a) The Oneida Trust/Enrollment Committee determination shall be sent by registered mail (return receipt requested) or delivered in person to the GTC member.

7-4. *Payments after an Appeal.*

(a) If the Oneida Enrollment Director or the Oneida Trust/Enrollment Committee determines that a stipend should have been granted, the Enrollment Department shall notify the Accounting Department within five (5) business days from the determination of the name and address of the GTC member who should have received a stipend.

(b) The Accounting Department shall mail a stipend check to the GTC member within fifteen (15) business days from the notification.

7-5. The determination of the Oneida Trust/Enrollment Committee shall be final.

*End.*

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Emergency Adoption – BC-12-07-07-A  
Emergency Extension – BC-05-28-08-C  
Permanent Adoption – BC-12-10-08-K