

**FOND DU LAC BAND OF LAKE SUPERIOR CHIPPEWA
HOUSING DIVISION**

EMERGENCY RENTAL ASSISTANCE PROGRAM

Adopted pursuant to Resolution #1025/06 of the Fond du Lac Reservation Business Committee on February 9, 2006.

Amended pursuant to Resolution #1145/10 of the Fond du Lac Reservation Business Committee on April 13, 2010.

Amended pursuant to Resolution #1174/23 of the Fond du Lac Reservation Business Committee on May 31, 2023.

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HOUSING DIVISION
EMERGENCY RENTAL ASSISTANCE PROGRAM**

I. POLICY STATEMENT

The purpose of the Fond du Lac Housing Division Emergency Rental Assistance Program is to provide special, short-term support to qualifying Fond du Lac Band Member individuals and families who are in crisis due to lack of housing and circumstances beyond their control.

The Emergency Rental Assistance Program shall be administered in accordance with all applicable provisions of the Native American Housing Assistance and Self-Determination Act of 1996, 25 U.S.C. § 4101 et seq. (NAHASDA), and other applicable rules and regulations. The Fond du Lac Housing Division Director shall periodically review this Policy and shall advise the Fond du Lac Reservation Business Committee, which is the governing body and tribally-designated housing entity of the Fond du Lac Band, if changes are necessary in order to comply with applicable laws or regulations.

II. PROGRAM DESCRIPTION

1. **Eligibility.** The Emergency Rental Assistance Program is available to Fond du Lac Band members 18 years or older who are experiencing homelessness, and who are actively searching for permanent housing, and employment, if necessary. Assistance is only available for private sector housing.

The Program will only provide housing assistance for the individual and family members listed in the Application for Emergency Rental Assistance Program.

Applicants must be low-to-moderate income as defined by HUD. Applicants must provide proof of income, or lack thereof, with their Application to the Housing Division.

Applicants must provide documentation of emergency need or have a need that is otherwise verifiable.

2. **Definition of "Emergency":**

- a. The displacement from a home for the following reasons:
 - (1) Fire damage not covered by adequate homeowners or renter's insurance;
 - (2) Destruction due to natural causes (wind damage, tornado, etc.);
 - (3) Relocation for necessary home repairs of an emergency nature; or
 - (4) Unlivable conditions due to extreme weather; or

- b. Inability to make payments because of:
 - (1) Medical emergency;
 - (2) Physical injury;
 - (3) Interruption of employment due to emergency reasons; or
 - (4) Recent involuntary unemployment not caused by the Applicant's actions.

Mismanagement of income is not considered an emergency.

In the event that a situation arises that is not covered under the above conditions, the Housing Director or authorized agent will make a determination on a case by case basis. All situations covered must be documented and verifiable.

III. AVAILABLE ASSISTANCE

- 1. Assistance under the Emergency Rental Assistance Program shall consist of one month's rent at fair market value, and the payment of a security deposit not to exceed the value of one month's rent.

- 2. Assistance is not available to a family that has received assistance under this Program during the previous three (3) year period.

3. Upon receipt of an application and before assistance is provided, the Fond du Lac Housing Division will verify the following:
 - a. That the size of the unit is appropriate for the size of the family applying for assistance;
 - b. That the rental price of the unit does not exceed fair market value; and
 - c. That the applicant must provide proof of income that can sustain the monthly rent.
4. Payment shall be made directly to the landlord, with a verifiable lease or monthly rental agreement. The rental agreement or lease shall be between the Applicant and the landlord. The Fond du Lac Band of Lake Superior Chippewa assumes no responsibilities for any requirements of the Applicant under any monthly rental agreement of lease. Applicants are responsible for payment of any utility costs related to their tenancy.

IV. APPLICANT ELIGIBILITY REQUIREMENTS

1. **Restrictions:** Applicant must be a member of the Fond du Lac Band and use assistance to reside within the service area of the Fond du Lac Housing Division as outlined in the Band's Indian Housing Plan (IHP) (60 mile radius of the Reservation).
2. **Documentation of Income:** Participation in the Emergency Rental Assistance Program funds provided from the NAHASDA Block Grant are limited to low-to-moderate income individuals and families as defined under Section II (1) of this Program and under the Fond du Lac Housing Division established income limits. All participants will be required to provide documentation to verify the determination of income status in order to determine eligibility for the program.

V. INELIGIBILITY

1. Applicants will be considered ineligible for not meeting items in Section IV above or for any one of the following:

- a. Providing false information on the application.
 - b. Failing to complete the required forms or to supply requested information.
 - c. Committing fraud in connection with any Fond du Lac Housing Division program, or failing to disclose previously committed fraud in connection with any Fond du Lac Housing Program.
2. All payments are made to a non-relative third party only.
 3. The Security Deposit shall be returned to Fond du Lac Housing upon vacancy of leased unit.
 - 4.

VI. PROGRAM FUNDING

The Reservation Business Committee shall make annual appropriations for the funding of this Program in accordance with the Fond du Lac Budget and Expenditure Ordinance, FDL Ord. #07/95, as amended.

Approved by the Fond du Lac Reservation Business Committee pursuant to Resolution #1025/06 on February 9, 2006.
Amended by the Fond du Lac Reservation Business Committee by Resolution #1145/10 on April 13, 2010.
Amended by the Fond du Lac Reservation Business Committee by Resolution #1174/23 on May 31, 2023.

32D.2023.05.31



Fond du Lac Band of Lake Superior Chippewa Reservation Business Committee

Chairman Kevin R. Dupuis, Sr. Secretary/Treasurer Robert Abramowski
District I Wally J. Dupuis District II Brad Blacketter District III Roger M. Smith, Sr.

RESOLUTION # 1174 / 23

AMENDING THE FOND DU LAC HOUSING DIVISION EMERGENCY RENTAL ASSISTANCE PROGRAM

The Fond du Lac Reservation Business Committee, on behalf of the Fond du Lac Band of Lake Superior Chippewa, hereby enact the following Resolution:

WHEREAS, the Fond du Lac Band of Lake Superior Chippewa are a sovereign people, who occupy the Fond du Lac Reservation and retain their aboriginal rights of self-government and self-determination pursuant to the Treaty of LaPointe of September 30, 1854, 10 Stat. 1109; the Indian Reorganization Act of 1934, 25 U.S.C. § 461 et seq.; the common law of the United States; and as recognized by the United Nations Declaration on the Rights of Indigenous Peoples of September 13, 2007; and

WHEREAS, it is the sovereign obligation of the Fond du Lac Reservation Business Committee, as the duly-constituted governing body of the Fond du Lac Band, to exercise the responsibilities of self-government and management over the Band's affairs; and

WHEREAS, the Reservation Business Committee is the Tribally-Designated Housing Entity (TDHE) of the Fond du Lac Band under the Native American Housing and Self-Determination Act of 1996, 25 U.S.C. § 4401 et seq.; and

WHEREAS, the Reservation Business Committee has determined it to be necessary and in the best interests of the Fond du Lac Band to amend certain sections of the "Fond du Lac Housing Division Emergency Rental Assistance Program" as identified in the attached red-lined version;

NOW THEREFORE BE IT RESOLVED, that the Fond du Lac Reservation Business Committee hereby adopts the amendments identified in the attached red-lined version to the "Fond du Lac Housing Division Emergency Rental Assistance Program" to become effective immediately, and hereby directs said amendments be incorporated into the Policy.

CERTIFICATION

We do hereby certify that the foregoing Resolution was duly presented and acted upon by vote of 8 for, 0 against, 0 silent, with a quorum of 5 being present at a Special Meeting of the Fond du Lac Reservation Business Committee held on May 31, 2023 on the Fond du Lac Reservation.


Kevin R. Dupuis, Sr.
Chairman


Robert Abramowski
Secretary/Treasurer