



**RESOLUTION OF THE GOVERNING BODY OF
THE THREE AFFILIATED TRIBES OF
THE FORT BERTHOLD RESERVATION**

A Resolution entitled, "Creation of an Institutional Review Board to screen and monitor research study requests made to the Tribes."

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, The Constitution and Bylaws of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities for the welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, The federal government has codified administrative rules and regulations in Title 45 CFR Part 46, relating to the protection of human subjects because of numerous past abuses and unethical behavior relating to research performed on human subjects; and,

WHEREAS, The United States government has detailed specific principles that should be adhered to when research involves human subjects; and

WHEREAS, The Tribal Business Council recognizes the value of medical, social and physical science research to the Three Affiliated Tribes, to other Tribes and to society in general; and

WHEREAS, The Tribal Business Council also recognizes that unregulated research studies can and have had negative impacts for some Indian tribes; and

WHEREAS, The Tribal Business Council desires to take an active role in protecting the privacy of its members and the information obtained from studies conducted with members of the Three Affiliated Tribes as subjects; and

WHEREAS, The Tribal Business Council further desires to take an active role in protecting the safety and well-being of individuals subject to the Tribe's jurisdiction; and

WHEREAS, The Tribal Business Council has also stated as its policy to protect, preserve and strengthen the cultural well being of the Mandan, Hidatsa and Arikara people; and

WHEREAS, The Tribal Business Council is also aware of abuses that have occurred in Indian Country as it relates to cultural research and anthropological studies regarding indigenous and traditional tribal knowledge, lifeways and ceremonies; and



WHEREAS, The Tribal Business Council desires to safeguard and protect the cultural integrity of the Mandan, Hidatsa and Arikara Nation; and

WHEREAS, The Tribal Business Council recognizes there is much work that needs to be coordinated, researched and developed to address the well being and safety of individual tribal members who may participate as human subjects in a research study and adheres to the principles set forth in Title 45 CFR part 46 of autonomy, beneficence and justice; and

WHEREAS, The Tribal Business Council has also determined that cultural integrity of the Mandan, Hidatsa and Arikara should also be included in this scope of work; and

WHEREAS, The Tribal Business Council believes it would be prudent to create an Institutional Review Board Task Force to develop a Model Tribal Research Code and make recommendation concerning the creation of an Institutional Review Board that would screen and monitor research study requests made to Three Affiliated Tribes.

NOW THEREFORE BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby creates an Institutional Review Board Task Force for the purpose of developing a Tribal Research Code and make recommendation concerning the creation of an Institutional Review Board to screen and monitor research study requests made to the Tribes. This IRB Task Force shall be comprised of tribal agency representatives, program staff, community members, cultural advisors and tribal legal department.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a **Regular** meeting thereof duly called, noticed, convened and held on the 9th day of **December**, 2004; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 not voting, and that said Resolution has not been rescinded or amended in any way.

Dated this 9th day of **December**, 2004.

Chairman Voting [] Not voting []



ATTEST:

Handwritten signature of Nathan Hale in black ink.

Tribal Secretary, Nathan Hale
Tribal Business Council
Three Affiliated Tribes

Handwritten signature of Tex G. Hall in black ink.

Tribal Chairman, Tex G. Hall
Tribal Business Council
Three Affiliated Tribes