



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

*A Resolution entitled, "Adoption of Tribal Employment Rights Ordinance".*

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

**WHEREAS,** The Three Affiliated Tribes Constitution authorizes and empowers the Mandan, Hidatsa & Arikara Tribal Business Council to engage in activity on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

**WHEREAS,** The Tribal Business Council is authorizes to adopt resolutions regulating the procedures of Tribal agencies pursuant to Article VI, Section 5(l) of the Tribe's revised Constitution and Bylaws; and

**WHEREAS,** The Tribe has previously enacted a Tribal Employment Rights Ordinance (TERO), pursuant to Resolutions No. 83-122-S and No. 93-40-JJR; and

**WHEREAS,** The Tribal Business Council finds that revisions need to be made to the Tribe's TERO Ordinance to provide more specific and comprehensive guidance to the Director and staff of the TERO Office and to the members of the TERO Commission for the purpose of realizing an improved implementation of the federally recognized policy of Indian preference in employment and contracting within the exterior boundaries of the Fort Berthold Reservation; and

**WHEREAS,** The TERO Office has worked diligently with attorney Dan Press and has made revisions to the TERO Ordinance a copy of which is attached hereto; and

**WHEREAS,** The Tribal Business Council desires to adopt said Ordinance.

**NOW, THEREFORE BE IT RESOLVED,** That the Tribal Business Council of the Three Affiliated Tribes hereby approves and adopts the attached Ordinance entitled "TERO ORDINANCE OF THE MHA NATION," which provisions shall forthwith supersede and replace all provisions currently set forth in the document entitled "TERO ORDINANCE OF THE FORT BERTHOLD RESERVATION".



**CERTIFICATION**

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 21 day of MAY, 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 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [] Voting. [  ] Not Voting.

Dated this 21 day of MAY, 2004.

**ATTEST:**

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Executive Secretary, Randy Phelan  
Tribal Business Council

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Chairman, Tex G. Hall  
Tribal Business Council