



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

A Resolution entitled “*Approval of the Development and Implementation of a Tribal IV-D Child Support Enforcement Program*”

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-laws pursuant to said Act; and
- WHEREAS,** Article III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** The Constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and
- WHEREAS,** Article VI, Section 5 (I) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and
- WHEREAS,** The Tribal Business Council recognizes that children are the most vital resource to the continued existence and integrity of the Three Affiliated Tribes and that there exists a compelling interest in promoting and maintaining the health and well-being of tribal children; and
- WHEREAS,** The Tribal Business Council acknowledges the financial difficulties and hardships that tribal children and families face from the lack of a formal child support enforcement program within the Fort Berthold Reservation; and
- WHEREAS,** The Tribal Business Council has determined that it is in the best interest of the children and families of the Three Affiliated Tribes to develop a federally funded tribal child support enforcement program that would deliver efficient child support establishment, enforcement, distribution, and modification services in consideration of the Tribes’ unique circumstances, tribal laws and traditions; and
- WHEREAS,** Pursuant to the Final Rule on Tribal Child Support Enforcement IV-D Programs, 45 CFR Part 309, March 30, 2004, federally recognized Indian tribes may apply to the United States Department of Health and Human Services, Office of Child Support Enforcement (OCSE), for grants to fund the operation



of start-up tribal child support enforcement programs as well as full-service tribal child support enforcement programs; and

WHEREAS, The Three Affiliated Tribes need additional technical expertise and resources to efficiently develop and implement a Tribal Child Support Enforcement IV-D Program Development Plan, application and program; and

WHEREAS, The National Tribal Justice Resource Center (NTJRC), a project of the National American Indian Court Judges Association (NAICJA), has proposed to assist the Three Affiliated Tribes in developing, drafting and implementing the Tribes' Child Support Enforcement Program Development Plan and application for start-up funding or full-service funding from the federal OCSE.

NOW THEREFORE BE IT RESOLVED, that the Three Affiliated Tribal Business Council hereby approves and authorizes the development of the Three Affiliated Tribes' Child Support Enforcement IV-D Program within the Tribal Court system; and

BE IT FURTHER RESOLVED, that the Tribal Business Council hereby authorizes the technical assistance to be provided by the National Tribal Justice Resource Center to develop, draft, and implement the Tribes' Child Support Enforcement Program Development Plan and application for start-up funding or full-service funding from the federal OCSE, as contracted.

CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Forth Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 16 day of February 2005; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 6 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 16 day of February 2005.

Secretary, Nathan Hale
Tribal Business Council

ATTEST:

Acting-Chairman, Marcus Wells, Jr
Tribal Business Council