



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

A Resolution entitled, "After-Hours Care at the Minne-Tohe Health Center"

- 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,** Article VI, Section 3 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to negotiate with the Federal government on behalf of the Tribe; and
- WHEREAS,** The Three Affiliated Tribes entered into a P.L. 93-638 contract with the Aberdeen Area Indian Health Service, U.S. Department of Health, Education and Welfare, to control the delivery of physician services at the Minne-Tohe Health Center and to engage in management decisions determining how to spend monies to best meet the health needs of the individual tribal member; and
- WHEREAS,** The Minne-Tohe Health Center is not providing after-hours medical or emergency care at the facility, thereby requiring a patient to seek alternative medical or emergent care at facilities between 37 and 170 miles distant. There are still others who cannot attempt to seek alternative medical because of financial constraints and will consequently suffer life threatening illness or death; and
- WHEREAS,** The Minne-Tohe Health Center does not pay for medical services without prior authorization of for services it deems non-emergent, and will systematically deny those patients who are genuinely ill or in great discomfort but who are deemed non-emergent; and
- WHEREAS,** The attending medical facility will bill the patient directly when the Minne-Tohe Health Center denies payment; and
- WHEREAS,** 70% of the reservation public is without private health insurance and/or is indigent and unable to pay costly medical bills that result in damages to their credit record and thereby diminish future opportunities in housing, transportation and purchasing that demand a solid credit history; and



WHEREAS, Thousands of Contract Health dollars would be saved by the Minne-Tohe Health Center if it provided after-hours medical and emergent care services on a scheduled basis; and

WHEREAS, The Tribal Business Council of the Three Affiliated Tribes is empowered by the Tribal Constitution to ensure the health and safety of its membership; and

WHEREAS, The tribal membership is adversely affected by the existing Minne-Tohe Health Center administrative policy of not providing after-hours medical care or services to patients in need; and

NOW, THEREFORE BE IT RESOLVED, that the Tribe directs the Minne-Tohe Health Center to schedule and provide after-hours medical care to eligible patients on a three-day per week basis using a standby or on-call system, or by whatever method deemed most cost-efficient and practical to provide direct patient care after regular clinic hours; and


NOW, THEREFORE BE IT FINALLY RESOLVED, that the Tribe directs the Minne-Tohe Health Care Center to immediately initiate after-hours medical care at the Minne-Tohe Health Center on a three-day per week basis from 8:00 a.m. to 9:00 p.m.

CERTIFICATION

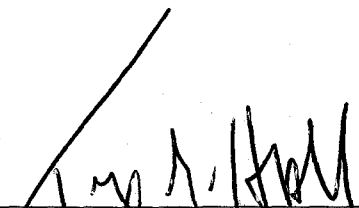
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a Regular meeting thereof duly called, noticed, convened and held on the 15 day of July, 2005, and that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, and 0 members not voting and that said Resolution has not been rescinded or amended in any way.

Chairman [] voting. [] not voting.

Dated this 15 day of July, 2005.



Executive Secretary, Nathan Hale
Tribal Business Council



Chairman, Tex G. Hall
Tribal Business Council