



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

A Resolution Entitled: *“Prohibition Forbidding Convicted Felons from Serving Any Board, Commission or Committee of the Three Affiliated Tribes”*

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 (l) 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 Three Affiliated Tribes has various boards, commissions, and other committees governing tribal agencies, programs, entities and businesses which are established by ordinances, charters, and resolutions of the Tribal Business Council and which are appointed by the Tribal Business Council or elected by Segment elections; and

WHEREAS, Individuals holding office on such commissions, boards and committees are considered public officers of the Tribes; and

WHEREAS, Part II, Section 2 (A) of the Election Ordinance of the Three Affiliated Tribes prohibits any person who has been convicted of a felony from being a candidate for Tribal Office; and

WHEREAS, The Tribe has no general provision, law or regulation prohibiting convicted felons from serving as public officers on tribal commissions, boards or committees and the Tribal Business Council finds that in order to protect to the integrity of the



public offices on the Reservation and to instill the public's confidence in the governmental agencies on the Reservation, the Tribal Business Council should adopt a resolution prohibiting convicted felons from serving in public offices on the Fort Berthold Indian Reservation.

NOW, THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes, pursuant to its constitutional authority hereby establishes that any individual serving on any board, commission or committee established pursuant to a tribal ordinance, statute, regulation, charter, or resolution or otherwise subject to appointment by the Tribal Business Council are deemed to be public officers; and

BE IT FURTHER RESOLVED, that any individual who has been convicted of a felony in any court of competent jurisdiction shall be prohibited from serving on or being elected or appointed to any tribal board, commission or committee established pursuant to any ordinance, statute, regulation, charter or resolution of the Tribal Business Council or otherwise appointed by the authority of the Tribal Business Council; and

BE IT FINALLY RESOLVED, that any public officer who is convicted of a felony while serving in such office shall be subject to immediate removal from such office by the Tribal Business Council.

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 14 day of June 2007; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 4 members, 1 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

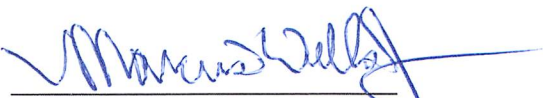
Chairman [] voting. [] not voting.

Dated this 14 day of June 2007.



ATTEST:


Tribal Secretary, V. Judy Brugh
Tribal Business Council
Three Affiliated Tribes


Tribal Chairman, Marcus Wells Jr.
Tribal Business Council
Three Affiliated Tribes