



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

A Resolution Entitled: *“Authorization of a Deputation Agreement between the Three Affiliated Tribes Game and Fish Department and the Bureau of Indian Affairs office of Law Enforcement Services”*

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, Article VI, Section 5 (d) of the Constitution provides that the Tribal Business Council has the power to negotiate with the federal government on behalf of the Tribes; and

WHEREAS, pursuant to a Public Law 638 contract with the Bureau of Indian Affairs the Tribes operate a Game and Fish Department which is under the Tribe’s Department of Natural Resources; and

WHEREAS, in order to fully perform the duties necessary for a Game and Fish Department It is necessary for the Department to be able to enforce federal law on the Reservation; and

WHEREAS, The Indian Law Enforcement Reform Act provides that in order to enforce federal law on an Indian Reservation a tribal law enforcement officer such as game wardens, must hold a Special Law Enforcement Commission from the BIA, Office of law Enforcement Services and BIA policies further require that a



Deputation Agreement between the Tribe and the BIA be authorized to issue Special Law Enforcement Commissions; and

WHEREAS, The Tribal Business Council finds that it is imperative that the Tribe have a Deputation Agreement in place between the BIA and the Tribes Game and Fish Department so that tribal game and fish wardens can apply for Special Law Enforcement Commissions and have the authority to enforce federal laws on the Reservation and so that they will be protected under federal criminal law for any assaults upon them while acting in the course of their duties; and

WHEREAS, the BIA policies for approval of Deputation Agreements require a tribal resolution authorizing the Tribe to enter into such agreements with the BIA; and

NOW, THEREFORE BE IT RESOLVED That the Tribal Business Council of the Three Affiliated Tribes hereby authorizes the Three Affiliated Tribes to enter into the attached Deputation Agreement with the Bureau of Indian Affairs and the Three Affiliated Tribes Game and Fish Department for the purpose of issuing Special Law Enforcement Commissions to tribal game wardens and further authorizes Tribal Chairman Marcus Levings to sign said Agreement on behalf of the Tribes.


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 10th day of July 2009; 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 10th day of July 2009.

ATTEST:


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


Tribal Chairman, Levings
Tribal Business Council
Three Affiliated Tribes