



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

A Resolution Entitled: *“Re-instatement of the Full Authority over Health Care Services to the Tribal Health Committee of Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation and Rescission of MHA Nation Health Authority Reso. #09-021-BLB.”*

**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,** The Constitution and By-laws of the Three Affiliated Tribes was adopted by membership of the Tribes on May 15<sup>th</sup>, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; 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,** Article IV, Section 5(l) of the Constitution of the Three Affiliated Tribes provides the Tribal Business Council authority to adopt resolutions regulating the procedure of the Tribal Council and other Tribal Agencies and Tribal Officials of the Reservation.

**WHEREAS,** The Three Affiliated Tribes having formally exercised the Public Law 93-638 – Indian Self Determination Contract on May 11, 2008 of the Minni-Tohe Clinic – Indian Health Care Services; and

**WHEREAS,** The Tribal Business Council initially believed that it would be beneficial for a separate “Health Board Concept” for the management and operation of the Health Programs, however such concept has not proven to be in the best interest of the Tribal Membership of the Three Affiliated Tribes; and

**WHEREAS,** The Tribal Business Council believes that it would be in the best interest of the Tribes and its members to duly re-instate the Health Committee with full authority and responsibility as previously delegated; and

**WHEREAS,** Therefore the Tribal Business Council have determined that it would also be in the best interest to rescind in its entirety the Tribal Resolution 09-21-BLB entitled “Establishment of the Mandan Hidatsa Arikara Health Authority and Issuance of Bylaws for the MHA Nation Health Authority”, dated January 28, 2009; and



The Tribal Business Council have full confidence and assurance that the Health Committee will undertake the duty and responsibility to provide to the best of their ability as Elected Leadership of the Three Affiliated Tribes:

- I. "Will Oversee the Necessary Management and Operation of the Health Care Programs and continue to Improve the Health Care Services;
- II. "Will Continue to Insure the Health Care Programs are operated in a Professional Manner and are operated in a Financial Responsible manner consistent with all applicable laws and regulations;

**THEREFORE BE IT RESOLVED**, That the Tribal Business Council hereby rescinds Tribal Resolution #09-21-BLB entitled "Establishment of the Mandan Hidatsa Arikara Health Authority and Issuance of Bylaws for the MHA Nation Health Authority", dated January 28, 2009; and

**BE IT FURTHER RESOLVED**, That the Health Committee Shall heretofore be duly reinstated with full authority and responsibility formally delegated to such Tribal Business Council Committee of the Three Affiliated Tribes; Mandan, Hidatsa & Arikara of the Fort Berthold Indian Reservation; and

**NOW, THEREFORE BE IT RESOLVED**, that the Tribal Business Council hereby formally re-instates the Tribal Health Committee as defined per Tribal Resolution No. 09-092-VJB; with full authority and also re-authorizes the "Direct Supervision" of the CEO, Minne-Tohe Clinic to the Federal Programs Manager per the organization chart of the Three Affiliated Tribes; Mandan, Hidatsa and Arikara of the Fort Berthold Indian Reservation.


**CERTIFICATION**

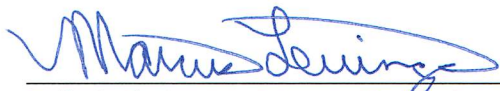
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 5 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 29<sup>th</sup> day of July 2009; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 4 members, 1 members opposed, 1 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 29<sup>th</sup> day of July 2009.

**ATTEST:**

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

  
Tribal Chairman, Marcus D. Levings  
Tribal Business Council  
Three Affiliated Tribes