



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

A Resolution Entitled: *“Three Affiliated Tribes Tribal Business Council Authorizing Resolution to Apply for Grant Funding To SMART Office for Implementation of Adam Walsh Sex Offender Registration 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 (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(c) 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 Tribes; and

WHEREAS, In 2006 the United States Congress enacted into law Public Law 109-248, the Adam Walsh Child Protection and Safety Act, also entitled the Sex Offender Registration and Notification Act (SORNA) which comprehensively revises the national standards for sex offender registration and notification; and

WHEREAS, Prior to adoption of the SORNA, federal laws governing sex offender registration provided national standards for state sex offender registration programs, however there were no comparable provisions concerning sex offenders who are convicted in tribal courts or who enter the jurisdiction of Indian tribes following conviction in other jurisdictions and as a result there has been a lack of a consistent means for tribal authorities to be notified about sex offenders entering their jurisdictions, to track those offenders, or to make information about those offenders available to





members of tribal communities for the protection of themselves and their families; and

WHEREAS, The SORNA filled this gap by allowing Indian Tribes to participate in the national system of sex offender registration and notification programs by electing to function as a registration jurisdiction for tribes in non-Public Law 280 states; and

WHEREAS, Non-Public Law 280 Tribes who elect not to act as a registration jurisdiction can elect to delegate registration and notification functions to the state within which their jurisdiction lies provided that when a tribe delegates authority to a state the law grants the state a right of access to the Tribe's jurisdiction to implement SORNA on the Reservation; and

WHEREAS, that the Tribal Business Council of the Three Affiliated Tribes pursuant to its constitutional authority and pursuant to the Sex Offender Registration and Notification Act of 2006 hereby affirmatively elected to act as a registration jurisdiction on June 14, 2007 pursuant to TAT Resolution Number 07-107-VJB; and

THEREFORE BE IT RESOLVED, that in order to fulfill the Tribes responsibility under SORNA, the Tribal Business Council hereby authorizes the MHA Planning and Grants Department to apply to the SMART Office for implementation grant funding for the sex offender registration program.





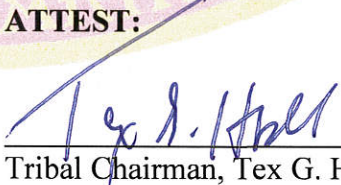
CERTIFICATION

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 Members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 10th day of February 2011; 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 10th day of February 2011.


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

ATTEST:

Tribal Chairman, Tex G. Hall
Tribal Business Council
Three Affiliated Tribes

