



**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 Petition to the Secretary of Interior or his Authorized Representative Pursuant to Article X Amendments of the Three Affiliated Tribes Constitution and By-laws and 25 CFR Part 81 To Call a Secretarial Election on proposed Amendments to Article III Section 2 of the Constitution”.*

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 Constitution and By-laws of the Three Affiliated Tribes was adopted by membership of the Tribes on May 15th, 1936 pursuant to the Indian Reorganization Act of 1934 and duly approved by the Secretary of Interior; and

WHEREAS, Article X- Amendments of the Constitution provides that the Constitution and By-laws may be amended by a majority vote of the qualified voters of the Tribes voting at an election called for that purpose by the Secretary of Interior, provided that at least thirty (30) percent of those entitled to vote shall vote in such election; and

WHEREAS, Article X further provides that it shall be the duty of the Secretary of Interior to call an election on any proposed amendment to the Constitution when requested by a two-thirds (2/3) vote of the Tribal Business Council; and



WHEREAS, 25 CFR Part 81 provides federal regulations for petitioning the Secretary of Interior to call secretarial elections to amend tribal constitutions; and

WHEREAS, The Tribal Chairman appointed a constitutional Revision Committee to review the Tribal Constitution and make recommendations for constitutional amendments and said Committee is recommending amendments to Articles III, V and VII of the Constitution;

WHEREAS, Article III of the Constitution establishes the Tribal Business Council as the Governing Body of the Tribes and Section 2 of said Article provides for a 7 member Tribal Business Council; consisting of the Tribal Chairman and one council representative from each of the six Reservation Segments;

WHEREAS, The Constitution Revision Committee is recommending that Article III Section 2 be amended to allow for two council representatives for each Segment and to also allow for one additional council member in the event any segment reaches a population at least 700 qualified voters residing in that segment; and

WHEREAS, The Tribal Business Council agrees with the proposed amendments to Article III of the Constitution.

NOW, THEREFORE BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes pursuant to Article X of the Constitution and 25 CFR Part 81 hereby petitions the Secretary of Interior or his authorized representative to call a secretarial election on the following proposed amendments to Article III, Section 2 of the Constitution of the Three Affiliated Tribes:

1. Increase the number of tribal Business Council representatives from seven to thirteen by adding one council representative for each segment
2. Adding language to Section 2 that would allow for one additional Council member in the event any one of the segments should reach a population of at least Seven hundred qualified voters.
3. Correspondingly amend Article III of the by-laws changing the quorum requirement for tribal Council meetings from 5 members to seven members if the proposed amendment passes.
4. Provide language that if the proposed amendment passes the terms of the additional Council members shall begin at the start of the next general election and shall be staggered so that the terms do not run simultaneously with the terms of the current Council positions.
5. **BE IT FINALLY RESOLVED** that the proposed amendments to Article III Section 2 shall be in the substantially the form as attached hereto.

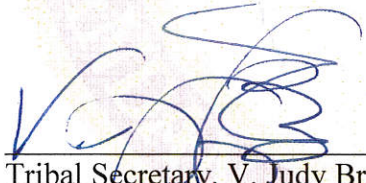


CERTIFICATION

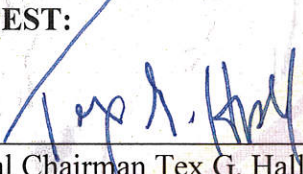
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 7 members of whom 5 constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 14th day of June, 2012; 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 14th day of June, 2012.



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

ATTEST:


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