



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

A Resolution entitled, "Temporary Restricted License"

- WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and
- WHEREAS, The Constitution of the Three Affiliated Tribes generally 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 3(b) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to establish a Tribal Court system; and
- WHEREAS, Article VI, Section 3(c) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to promulgate ordinances and to adopt rules and regulations governing various matters to be administered by the Tribal Court system; and
- WHEREAS, Article VI, Section 5(l) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to adopt resolutions and ordinances regulating the procedure of the Tribal Business Council and of other Tribal instrumentalities; and
- WHEREAS, Title IV, Ch. 4A-1-1, TATCL, (2009), does not procedurally set forth the manner in which temporary restricted licenses shall be issued; and
- WHEREAS, It is the considered judgment of the Tribal Business Council to rescind Resolution No. 89-223-TL, which created a Tribal Licensing Review Board to review applications from operators for a temporary restricted license; and
- WHEREAS, The Judiciary Committee of the Three Affiliated Tribes has recommended that new procedures governing Temporary Restricted Licenses be changed to reflect that the Tribal Licensing Review Board be abolished and that the determination of whether to grant a temporary restricted license shall vest with the District Court of the Three Affiliated Tribes; and

BE IT FURTHER RESOLVED, Resolution #89-223-TL is rescinded in its entirety.



NOW, ~~THE~~ BEFORE, BE IT RESOLVED, The attached provisions governing temporary restricted licenses shall be incorporated into the Code of Laws of the Three Affiliated Tribes and made a part of the Driving Under The Influence (DUI) statute entitled, "Temporary Restricted License" and cited as the following: Title IV, Chapter 5, Ch. 4A-5-1 (2013)."



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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 13 day of June 2013, 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 [X] Voting. [] Not voting.

Dated this 13 day of June, 2013.

ATTEST:

Handwritten signature of V. Judy Brugh in blue ink, written over a horizontal line.

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

Handwritten signature of Tex G. Hall in blue ink, written over a horizontal line.

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