



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

A Resolution Entitled: “Amendments to Chapter IV-A- Motor Vehicle Code of the Three Affiliated Tribes Tribal Code”

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 of the Three Affiliated Tribe 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 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 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

WHEREAS, Article VI, Section 3 of the Constitution grants the Tribal Business Council all legislative authority necessary for the purpose of exercising the jurisdiction granted by Article I of the Constitution; and

WHEREAS, pursuant to the authority set out in the Constitution, the Tribal Business Council adopted Chapter IV-A Motor Vehicle Code Of Three Affiliated Tribes law and Order Code; and

WHEREAS, the use of highway vehicles has increased on the Reservation and tribal law enforcement has reported that there has been numerous complaints about the use of these vehicles during certain hours of the day and the Tribal Business Council believes it is necessary to amend Chapter IV- A of the Tribal Law and Order Code to include regulations governing the use of off highway vehicles on the Reservation.; and

WHEREAS, the Tribal Council believes a law should be adopted requiring the use of headlights on all motor vehicles at all times on the Reservation for safety purposes.



NOW THEREFORE BE IT RESOLVED that the Tribal Business Council of the Three Affiliated Tribes hereby amends Chapter IV- A of the Tribal Law and order Code by adding the following sections to the Chapter IV-A of the Tribal Law and Order code:

1. *(new)* **Section 39- 29:** It shall be illegal to for any individual to operate any off road vehicle including all-terrain vehicles and snow mobiles between the hours of 11pm and 7 am within the city limits of any community on the Reservation. Violation of this Section shall result in a fine of \$100.00. This prohibition shall exclude all tribal, segment and emergency off road vehicles that are in use for official purposes; and
2. *(new)* **Section 39-30:** All operators of motor vehicles on the Reservation shall be required to use headlights during all hours of the day. Violation of this section shall result in a fine of \$50.00; and

BE IT FURTHER RESOLVED, that the above provisions shall be codified into Chapter IV-A of the Three Affiliated Tribes Tribal Code; and

BE IT FURTHER RESOLVED, that enforcement of these regulations will not be authorized for full enforcement until at least 90 days of public notice has been given through local media or the placement of signs; and

BE IT FINALLY RESOLVED, the MHA Department of Transportation shall also give written notice to all applicants and holders of a Transportation Impact Fee permit of the new requirements informing them of the new regulations.

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CERTIFICATION

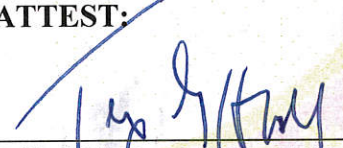
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 9th day of January, 2014, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 1 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 9th day of January, 2013.



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

ATTEST:


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