



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

A Resolution Entitled: “MHA Business Council Approval of and Direction to BLM Tribal Partners to Approve MHA Two (2) Field Officers into the BLM Petroleum Engineering Technician Training of Energy Department Employees per 638 Funding Structure”

WHEREAS, The MHA 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 were adopted by the membership of the Tribes on May 15, 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 Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Three Affiliated Tribes; and

WHEREAS, Section 5(l) of Article VI of the Constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies and Tribal Officials of the Reservation; and

WHEREAS, pursuant to the inherent sovereignty of the MHA Nation, the MHA Nation possesses the sovereign authority to establish practices on Tribal lands; and

WHEREAS, pursuant to the MHA Nation decision to create and enforce stronger management, environmental and safety practices concerning Tribal Oil and Gas assets and lands; and

WHEREAS, pursuant to the MHA Nation decision to assume more responsibility to ensure a higher level of management practices relative to Tribal Oil and Gas assets and lands; and

WHEREAS, per **Federal Regulation 43 CFR § 3160**, the BLM has the Trust responsibility to protect MHA Oil and Gas assets and lands; and

WHEREAS, the BLM has a rigorous Petroleum Engineering Technician training and certification program for Field Officers (FOs) to ensure that operators shall conduct operations on Tribal lands in a manner which protects the MHA mineral resources, water, and other natural resources; and



WHEREAS, the MHA Energy Department has F.O.s who are capable of assuming Petroleum Engineering Technician responsibilities with sufficient training; and

WHEREAS, per the Federal 638 Funding program, funds to train MHA Energy Department F.O.s to be PET certified; and

WHEREAS, pursuant to the inherent sovereignty of the MHA Nation, the MHA Nation possesses the authority to request BLM to provide training for Tribal Energy Department employees through the 638 Funding Program; and

WHEREAS, the MHA Business Council supports Tribal employees overseeing Tribal oil and gas lands using the management, technical, environmental and safety practices learned in the BLM PET Training Program; and

NOW THEREFORE BE IT RESOLVED, the Tribal Business Council shall stipulate the following requirements:

1. The BLM shall provide the training of two (2) Energy Department Field Officers for certification per the BLM Petroleum Engineering Technician program starting on May 1, 2005 based on the attached 638 Funding Statement of Work and Budget.
2. The Tribal Business Council directs the BLM to work with the MHA Energy Department (ED) to train and prepare additional ED Field Officers to meet the BLM PET requirements and be ready to start the BLM PET on May 1, 2016.

(SIGNATURE PAGE TO FOLLOW)



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, 7 were present at a Special Meeting thereof duly called, noticed, convened and held on the 16th day of April, 2015, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 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 16th day of April, 2015.

ATTEST:

Tribal Secretary L. Kenneth Hall
Tribal Business Council
Three Affiliated Tribes

Tribal Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes