



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

**A Resolution entitled, “*Approving the MHA Nation’s Liquor Control Regulations*”**

- WHEREAS,** This Nation having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws under said Act, and
- WHEREAS,** Pursuant to Article III, Section 1 of the Constitution and By-Laws of the Three Affiliated Tribes, the Tribal Business Council is the governing body of the Tribes; and
- WHEREAS,** Pursuant to Article VI, Section 5(1) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Council, its Agencies and Officials; and
- WHEREAS,** Article VI, section 3 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to exercise all necessary sovereign powers for the purpose of enforcing the jurisdiction granted to the Tribal Council by the people in Article I of the Constitution; and
- WHEREAS,** Article I of the Constitution expressly provides that the jurisdiction of the Three Affiliated Tribes shall extend to all persons and all lands, including lands held in fee, within the exterior boundaries of the Fort Berthold Reservation; and
- WHEREAS,** 18 U.S.C. 1161 provides that the Three Affiliated Tribes may adopt an ordinance that regulates the introduction, use and sale of liquor of the Fort Berthold Indian Reservation and delegates to the Tribe the federal authority to regulate the introduction, use and sale of liquor within the Reservation; and
- WHEREAS,** On November 22, 2016, the Tribal Business Council, by Resolution 16-16-272 FWF, adopted an amended and restated Alcoholic Beverage Control Law, which was approved by the Secretary of the Interior, published in the Federal Register, and became effective on March 30, 2017, and
- WHEREAS,** The Tribal Business Council finds it necessary to adopt regulations implementing the Alcoholic Beverage Control Law, and to delegate to the Tax Department the authority to administer and enforce the Alcoholic Beverage Control Law and its implementing regulations.



**NOW THEREFORE BE IT RESOLVED,** The Tribal Business Council hereby approves the attached "Three Affiliated Tribes Liquor Control Regulations" effective immediately.

**BE IT FINALLY RESOLVED,** The MHA Nation Tax Department is hereby authorized to administer and enforce the Alcoholic Beverage Control Law and its implementing regulations and to take such actions as are necessary to carry out their terms and intent.



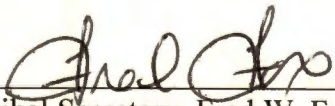
**CERTIFICATION**

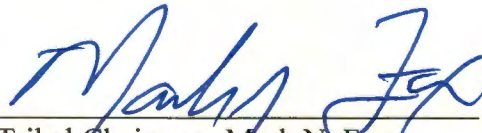
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 11<sup>th</sup> day of May, 2017, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [ ] Voting. [ X] Not Voting.

Dated this 11<sup>th</sup> day of May, 2017.

**ATTEST:**

  
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Tribal Secretary, Fred W. Fox  
Tribal Business Council

  
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Tribal Chairman, Mark N. Fox  
Tribal Business Council