



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

A Resolution Entitled, “Collection Remedies for Current Child Support and Arrears.”

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 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 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 IV, Section 5(1) of the Constitution of the Three Affiliated Tribes provides the Tribal Business Council authority to adopt resolutions regulating the procedure of the Tribal Council and other Tribal Agencies and Tribal Officials of the Reservation; and

WHEREAS, The Tribal Business Council recognizes that our children are our most precious resource: they are the future, and their development and growth necessitates adequate support from each parent; and

WHEREAS, One of the fundamental components of tribal sovereignty is the ability of our Tribe to develop laws that meet the needs of our children in ways that are not only effective, but which are appropriate to and respectful of the traditional values of our people; and

WHEREAS, The Division of Child Support Enforcement needs additional legal resources and remedies to ensure that tribal children are afforded the most effective and culturally appropriate services available; and

WHEREAS, The Three Affiliated Tribes provides a wide variety of goods, services, funds and benefits to Tribal members, who are delinquent in their obligations to support their children.

THEREFORE BE IT RESOLVED, Subject to due process safeguards, the Division of Child Support Enforcement shall be granted additional enforcement tools and remedies to ensure that absent parents become current in their obligations to support their minor children; and



BE IT FURTHER RESOLVED, the following tools are made available to collect current and past due child support arrears, and all Tribal businesses as well as Tribal and Federal Programs shall comply with enforcement efforts, including:

- A. Income withholding.
- B. Revocation of professional licenses, gaming licenses and TERO certifications.
- C. Denial of recreational licenses, including Hunting and Fishing Licenses.
- D. Seizure of non-exempt assets, including financial accounts.
- E. Levy liens on fifty (50%) percent of all funds payable on current or future contracts with the Three Affiliated Tribes.
- F. Denial of any personal, business or small loan requests or financial grants/donations of any kind, with an exception as to medical or burial requests.

BE IT FURTHER RESOLVED THAT, the Division of Child Support Enforcement shall create and maintain an accurate list of those individuals who have failed to make monthly payments toward current support, and are not paying additional funds to lower arrears balances. Such lists shall be provided to the members of the Tribal Business Council during the first business week of each month, for the purpose of implementation and enforcement of the tools set forth herein. All programs must comply and implement the remedies set forth, including notification to the parent and the Division of Child Support Enforcement of the actions taken by their Program; and

BE IT FINALLY RESOLVED, the Fort Berthold District Court shall have subject matter jurisdiction to any appeals by an absent parent, as to the validity of any child support debt, to make adjustments or modifications, or order re-instatement of tribal privileges. The Court shall review the matter and establish whether alternative or less restrictive remedies may be put in place to guarantee current payments and reduction of child support arrears. The Court must hold a hearing within 30 days of a request for appeal to the implementation of collection remedies.



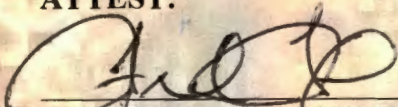
CERTIFICATION

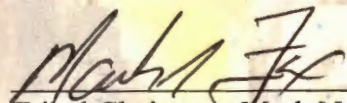
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 6 were present at a Special Meeting thereof duly called, noticed, convened and held on the 29th day of August, 2017, 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 [X] Voting. [] Not Voting.

Dated this 29th day of August, 2017.

ATTEST:


Tribal Secretary, Fred W. Fox
Tribal Business Council
Three Affiliated Tribes


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