



RESOLUTION NO. 19-121-FWF

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

A Resolution entitled, "Memorandum of Understanding between the North Dakota Bureau of Investigation (ND-BCI) and MHA Division of Drug Enforcement (MHA-DDE)."

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 under said Act; and

WHEREAS, Pursuant to Article III, Section 1 of the Constitution and By Laws of the Three Affiliated Tribes (or "Tribes" or "MHA Nation") the Tribal Business Council is the governing body of said Tribes; and

WHEREAS, The Constitution of the Three Affiliated Tribes authorizes and empowers the Tribal Business Council to engage in activities on behalf of and in the interests of The welfare and benefit of the Tribes and of the enrolled members thereof; and

WHEREAS, Pursuant to Article VI, Section 5 (l) of said Constitution, the Tribal Business Council has the power to adopt resolutions regulating the procedures of the Tribal Business Council and other Tribal agencies and Tribal officials on the Reservation; and

WHEREAS, The mission of MHA Division of Drug Enforcement (MHA-DDE) is to investigate, arrest, successfully prosecute, and thus, dismantle all narcotics drug trafficking and human trafficking organizations involved in the manufacturing, transportation, distribution, selling and use of all illegal drugs and human trafficking. Their specialized mission includes the seizure of illegal drugs, cash and other assets associated with and supportive of the illicit drug trade; and to investigate, arrest, successfully prosecute, and thus, dismantle all human trafficking and money laundering efforts which support these and other illegal activities within the boundaries of the Fort Berthold Reservation.

NOW, THEREFORE, BE IT RESOLVED that the participants agree that effective enforcement of the laws requires close cooperation and coordination between the North Dakota Bureau of Investigation (ND-BCI) and MHA-DDE. ND-BCI and MHA-DDE shall establish a collaborative effort for the purpose of investigating the illicit flow of narcotics within North Dakota and the Fort Berthold Indian Reservation.



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BE IT FURTHER RESOLVED that drug dealers are not bound by jurisdictions and know no boundaries. Their only goal is to inflict misery and make money. The parties will partner and collaborate together so that the MHA-DDE can utilize federal funds in

order to advance public safety by investigating illicit activities related to the distribution of drugs through statewide collaboration.

BE IT FURTHER RESOLVED that the federal funds are supported through the Midwest High Intensity Drug Trafficking Area Program (HIDTA), funded by the Office of National Drug Control Policy (ONDCP) to the Metro Area Narcotics Task Force (MANTF) through the ND BCI. These funds will be utilized as “buy funds” to purchase evidence in furtherance of joint investigations and to pay overtime to MHA-DDE agents for their excess investigative hours during joint investigations. MHA-DDE will request payment for services to MANTF who will in turn provided reimbursement to the MHA Nation on a basis through approved collaborative partners under this project.

BE IT FINALLY RESOLVED that this Memorandum of Understanding is entered into by and between ND-BCI and MHA-DDE and is not intended as a formal contract but rather to memorialize the relationship between the participants. This Memorandum of Understanding is with respect to interagency cooperation to facilitate cooperation in investigations to enhance law enforcement efforts in protecting our communities, our homeland and to enhance the quality of life within the MHA Nation.



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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, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 13th day of June, 2019, that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 6 members, 0 members opposed, 0 members abstained, 1 members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman [] Voting. [X] Not Voting.

Dated this 13th day of June, 2019.

ATTEST:

Tribal Secretary, Fred W. Fox
Tribal Business Council

Chairman, Mark N. Fox
Tribal Business Council