



RESOLUTION NO. 19-122-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 U.S. Immigration and Customs Enforcement Homeland Security Investigations (HSI) 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"), 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; and

NOW, THEREFORE BE IT RESOLVED, The participants, agree that effective enforcement of the laws requires close cooperation and coordination between HSI and MHA-DDE. HSI and MHA-DDE shall establish a joint task force for the purpose of investigating the illicit flow of narcotics within North Dakota and the Fort Berthold Indian Reservation.

BE IT FURTHER RESOLVED, Only sworn law enforcement officers of MHA-DDE who successfully complete the appropriate HSI Task Force cross-designation Training



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Course and receive approved "Designation, Customs Officer – Title 19 Task Force Officer will be designated as Customs Officer within ICE, this authority has been delegated to the HSI Special Agents in Charge. Pursuant to 19 U.S.C. § 1589a, customs officers are authorized to enforce the full range of federal offenses. However, in designating Customs Officers, HSI is not conveying the authority to enforce administrative violations of immigration law.

BE IT FINALLY RESOLVED THAT, This Memorandum of Understanding is entered into by and between HSI and is not intended as a formal contract but rather to memorialize the relationship between the participants MHA-DDE, with respect to a joint powers/cooperative law enforcement effort. 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.

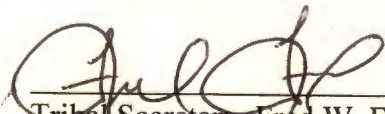
CERTIFICATION

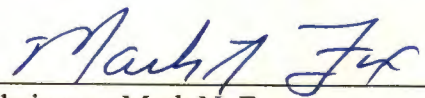
I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation hereby certify that the tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly 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