



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

*A Resolution entitled, "Authorization for Indian Self Determination Agreement By and Between the Three Affiliated Tribes and the Department of Health and Human Services Great Plains Area Indian Health Service, Contract No. HHS-I-241-2020-00010."*

**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 and By-laws of the Three Affiliated Tribes was adopted by membership of the Tribes on May 15<sup>th</sup>, 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 the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the 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 interest of the welfare and benefit of the Tribes and of the enrolled members thereof; and

**WHEREAS,** Article VI, Section 3 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council all necessary sovereign authority - legislative and judicial- for the purposes of exercising the jurisdiction granted by the People in Article I; and

**WHEREAS,** Article VI, Section 5(a) of the Constitution of the Three Affiliated Tribes states, in part, the Tribal Business Council shall have the powers to manage all economic affairs and enterprises of the MHA Nation; and

**WHEREAS,** Article VI, Section 5(c) of the Constitution of the Three Affiliated Tribes expressly authorizes and permits the Tribal Business Council to approve expenditures from Tribal funds for public purposes; and

**WHEREAS,** Article VI, Section 5( d), expressly authorizes and grants the specific authority for the Tribal Business Council to negotiate with Federal, State and Local governments on behalf of the Tribe; and

**WHEREAS,** Article VI, Section 5 (1) of the Constitution of the Three Affiliated Tribes sets forth the powers of the Tribal Business Council to adopt resolutions regulating the procedure of Tribal agencies of the MHA Nation; and



**WHEREAS,** the Three Affiliated Tribes recognizes the long term and immediate need for continued quality health care for its members on the Fort Berthold Indian Reservation; and

**WHEREAS,** The Three Affiliated Tribes owns and manages its health care delivery system under the provision of P.L. 93-638 Indian Self Determination and Education Assistance Act (ISDEAA) contract and desires to improve the quality and efficiency of its services or activities where are otherwise performed by the federal government by entering into a P.L. 93-638 Contract with the Secretary of the Department of the Interior or the Secretary of the Department of Health and Human Services; and

**WHEREAS,** The Three Affiliated Tribes authorizes the Indian Self Determination Agreement By and Between the Three Affiliated Tribes and The Department of Health and Human Services Great Plains Area Indian Health Service, Contract No. HHS-I-241-2020-00010, a three year contract with the Indian Health Service, effective October 1, 2019 through September 30, 2022.

**NOW THEREFORE BE IT RESOLVED,** That the Three Affiliated Tribes hereby authorizes the Indian Self Determination Agreement By and Between the Three Affiliated Tribes and the Department of Health and Human Services Great Plains Area Indian Health Service, Contract No. HHS-I-241-2020-00010, effective October 1, 2019 through September 30, 2022, which includes but not limited to the following programs:

1. Hospitals and Clinics
2. Diabetes
3. Dental
4. Alcohol
5. Mental Health
6. Public Health Nursing
7. Health Education
8. Facilities & Environmental Health
9. Purchased & Referred Care
10. Physician Services

whereby the Three Affiliated Tribes and the Indian Health Service will continue in its delivery of the program, functions, services, and activities related directly and indirectly to the Fort Berthold Services Unit.



**BE IT FINALLY RESOLVED** That the chairman, Mark Fox, or their designee is authorized to sign all contracts, forms and other documents necessary to execute for said contract.

**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 10<sup>th</sup> day of October 2019, 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.  Not Voting.

Dated this 10<sup>th</sup> day of October 2019.

ATTEST:

  
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Tribal Secretary, Fred W. Fox  
Tribal Business Council

  
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Chairman, Mark N. Fox  
Tribal Business Council