



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

***A Resolution Entitled: “Waiver of Bureau of Indian Education Assessment for School Year 2023-2024”***

**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,** 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 5(1) of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council has the power to adopt resolutions regulating the procedure of the Tribal Business Council and other Tribal agencies

**WHEREAS,** In 1986, the Tribal Business Council of the Three Affiliated Tribes approved and adopted Tribal Resolution No. 86-117-C, which states in part that the “Tribal Business Council hereby authorizes the Mandaree Pubic School Boards to carry out their school programs according to their local school board policy manuals and NDSCS...and authorizes Mandaree School to Administer Daily Operation of all Bureau-Funded Education Programs...”; and

**WHEREAS,** In addition, the 1986 Tribal Resolution No. 86-117-C reads as follows: “Contract Term: Chapter I contracts will be effective from July 1, 1986 and all other contracts will be effective October 1, 1986 forward;” and

**WHEREAS,** The Tribal Business Council supports education in all the School Districts within the Segments of New Town/Four Bears, Mandaree, White Shield, Twin Buttes and Parshall, within the Fort Berthold Indian Reservation; and

**WHEREAS,** The Mandaree School District has a comprehensive assessment plan that includes multiple measures of standardized assessments, and feels that the Bureau of Indian Education State Assessment is a duplication of effort and places an undue burden on students and results in additional loss of direct instructional time; and

**WHEREAS,** The Mandaree School District has a comprehensive assessment schedule that includes progress monitoring three (3) times per year and an annual assessment,



that would be the North Dakota State Assessment, to determine student progress in relation to the Mandaree School Board’s identified Student Outcome Goals that identify achievement levels for all students in reading and math and Choice Ready goals for high school students; and

**WHEREAS,** This will be an annual request as required by the Bureau of Indian Education and pertains to the 2023-2024 school year only

**NOW, THEREFORE, BE IT RESOLVED,** that the Tribal Business Council of the. Three Affiliated Tribes agrees that Mandaree School District has sufficient standardized assessments in place as stated above to determine student achievement in relation to Student Outcome Goals identified by the Mandaree School Board and hereby respectfully requests a waiver of Bureau of Indian Education assessments for the 2023-24 school year; and

**BE IT FINALLY RESOLVED** that the Tribal Chairman is authorized to sign documents and take any other actions as are necessary to effectuate the terms of intent of this Resolution.

**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 8<sup>th</sup> day of June, 2023, 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 [ X ] Voting. [ ] Not Voting.

Dated this 8<sup>th</sup> day of June, 2023.

**ATTEST:**

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

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