

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

WHEREAS, This Corporation is an Indian Chartered Corporation as defined by the Indian Reorganization Act of June 18, 1934 and authority is granted under said Act, and,

WHEREAS, The Constitution and Corporate Charter of the Three Affiliated Tribes authorizes the Tribal Business Council of the Three Affiliated Tribes to enact laws, adopt ordinances and resolutions for the benefit of the people of the Three Affiliated Tribes, and,

WHEREAS, There is at present no specific section in the Tribal Law and Order Code dealing with the maintaining of Law and Order on designated Pow-Wow sites,

NOW THEREFORE BE IT RESOLVED THAT, The Tribal Business Council of the Three Affiliated Tribes adopt the following into the Tribal Law and Order Code in which Chapter 18 of the Fort Berthold Tribal Code be amended and that sub-chapter 4, sections 1 thru 6 be created to read as follows:

Sub-Chapter 4. Pow-Wow Control Statute

Section 1. Definitions.

- A. "Tribe"-Three Affiliated Tribes.
- B. "Person"-Includes an individual or his executor, administrator or other personal representative or a corporation, partnership, association, or any other legal commercial entity, whether or not a citizen or domiciliary of this reservation and whether or not organized under the laws of this reservation.
- C. "Pow-Wow"-Any duly authorized pow-wow so recognized by the Three Affiliated Tribes.
- D. "Pow-Wow area"-That area so described in the pow-wow permit duly issued by the Tribal Council of the Three Affiliated Tribes.
- E. "Pow-Wow permit"-Shall include location, time, duration, committee members and chairperson with addresses.
- F. "Fire-arms"-Any explosive device capable of releasing a projectile propelled by either gas, air, explosive force, spring action, or commonly accepted as a firearm.

Section 2. Legislative Intent.

It is the purpose of this ordinance to maintain a peaceful and healthy atmosphere in order to perpetuate the heritage and culture of our people. It is a further purpose of this ordinance to make the persons and property on our Pow-Wow grounds safe, healthy and secure.

Section 3. Ordinance.

- A. Alcoholic Beverages-It shall be unlawful for any person to enter upon the designated Pow-Wow area with any alcoholic beverages. It shall be unlawful for any person to consume,

own, possess, furnish or deliver alcoholic beverages to any other person on the duly designated pow-wow area.

- B. Fire-Arms-It shall be unlawful for any person to enter upon the designated Pow-Wow area with any fire-arms except those specifically permitted by the Pow-Wow committee for ceremonial purposes or those carried by law enforcement personnel. It shall be unlawful for any person to own, possess, or furnish to any other person fire-arms on the duly designated pow-wow area, except those permitted by the Pow-Wow committee for ceremonial purposes or law enforcement. It shall be unlawful for any person to discharge any fire-arms upon the pow-wow area, except for recognized ceremonial purposes so designated by the specific pow-wow committee.
- C. Fireworks-It shall be unlawful for any person to discharge fireworks upon the pow-wow area, except for ceremonial purposes so recognized by the specific pow-wow committee.

Section 4. Penalties.

- A. Alcohol - 03A Confiscation,
30 days jail sentence
or \$100.00 fine
- B. Firearms- 03B Confiscation,
90 days jail sentence
or \$250.00 fine
- C. Fireworks-03C Confiscation,
15 days jail sentence
or \$50.00 fine.

Confiscation:

After trial the trial judge may order any confiscated goods destroyed or sold at a public sale to the highest bidder, the proceeds of which shall be applied to the benefit of the Tribe.

Section 5. Notice.

The contents of this Ordinance shall be duly posted at all entrances to the Pow-Wow area and in such other conspicuous areas so that the general public shall read.

Section 6. Enforcement.

This Ordinance shall be enforced by the duly designated law enforcement officials in a safe and prudent manner, and it is not a license on their part to enter a tent or other structures on the Pow-Wow area, unless, such illegal conduct is so noticed in plain view by the designated law enforcement officials.

C E R T I F I C A T I O N

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Reservation, hereby certify that the Tribal Business Council is composed of 11 members of whom 7 constituting a quorum were present at a Special meeting, thereof duly called, noticed, convened and held on the 22 day of March, 1976; that the foregoing Resolution was duly adopted at such meeting by the affirmative vote of 7 passed, and the said Resolution has not been rescinded or amended in any way.

Chairperson Not voting.

Voting

ed this 22 day of March, 1976.

John Stone Sr.
Secretary, Tribal Business Council
Three Affiliated Tribes

ATTEST:

Wayne Packman
Chairperson, Tribal Business Council
Three Affiliated Tribes



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

ABERDEEN AREA OFFICE
115 FOURTH AVENUE S.E.
ABERDEEN, SOUTH DAKOTA 57401

IN REPLY REFER TO:
Tribal Government
and Indian Rights

APR 16 1976

Memorandum

To: Superintendent, Fort Berthold Agency
From: Tribal Government and Indian Rights
Subject: Tribal Resolution

We have received tribal resolution No. 76-44, 76-46 & 76-47
enacted by the Three Affiliated Tribes.

The resolution has been referred to Law Enforcement
for

review action	_____
approval	_____
review & comment	_____
information	<u>X</u> _____
further response	_____
referral to W.O.	_____

Comments:

(Sgd) Franklin L. Annette

Director

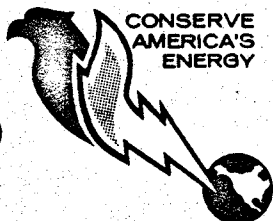
cc:

Chairman, Three Affiliated Tribes

Through: Superintendent, Fort Berthold Agency

AAO, Law Enforcement

File Copy



Save Energy and You Serve America!



United States Department of the Interior

BUREAU OF INDIAN AFFAIRS

ABERDEEN AREA OFFICE
115 FOURTH AVENUE S.E.
ABERDEEN, SOUTH DAKOTA 57401

IN REPLY REFER TO:
Tribal Government
and Indian Rights

APR 16 1976

Memorandum

To: Superintendent, Fort Berthold Agency
From: Tribal Government and Indian Rights
Subject: Tribal Resolution

We have received tribal resolution No. 76-45
enacted by the Three Affiliated Tribes.

The resolution has been referred to AAO, Tribal Government
for

review action _____
approval _____
review & comment _____
information _____
further response _____
referral to W.O. X

Comments:

(Sgd) Franklin L. Annette

Director

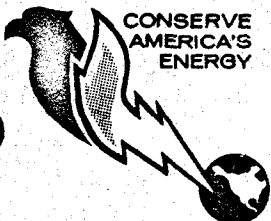
cc:

Chairman, Three Affiliated Tribes

Through: Superintendent, Fort Berthold Agency

AAO, Tribal Government

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