

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

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act; and

WHEREAS, The Constitution of the Three Affiliated Tribes generally 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 IV, Section 5 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to make rules and regulations governing all elections; and

WHEREAS, The 1986 amendment to Article III, Section 2 of the Constitution of the Three Affiliated Tribes eliminated continued at large voting for the segment representatives of the Tribal Business Council and returned the voting for such Council representatives to the respective segments; and

WHEREAS, Section 3(e) of Article IV of the Constitution, which provision constituted a new section added to the Constitution by the 1986 amendments, provides that, in the 1988 Tribal Business Council election and in the Council elections held every second year thereafter, three of the six segment representatives of the Council shall be elected; and

WHEREAS, When read and interpreted in conjunction with one another, said two Sections of the Constitution provide for elections to be held in only three of the six segments of the Fort Berthold Reservation in those alternative election years in which the position of Chairman of the Tribal Business Council is not subject to election; and

WHEREAS, The current language in the first sentence of Section 3A of Part V of the Election Ordinance of the Three Affiliated Tribes fails to clearly reflect such constitutional interpretation, in that, on its face, such language states that the Tribal Election Board "shall appoint a Segment Election Committee for each segment of the Reservation" (emphasis added); and

WHEREAS, It is considered judgment of the Tribal Business Council that the first sentence of Section 3A of Part V of the Election Ordinance should be amended by adding, after the word "Reservation", the language "in which an election is being held", so as to clearly and adequately reflect the intent of Section 2 of Article III and Section 3(e) of Article IV of the Constitution, when read and interpreted in conjunction with one another;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes, pursuant to its Constitutional authority, hereby amends the first sentence of Section 3A of Part V of the Election Ordinance of the Three Affiliated Tribes, which sentence, as amended, shall read as follows:

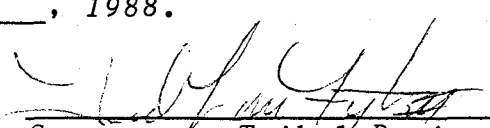
"The Tribal Election Board, as early as practicable, but at least twenty (20) days before the date on which the primary election is to be held, shall appoint a Segment Election Committee for each segment of the Reservation in which an election is being held, each constituted by three (3) qualified voters resident within the respective segment, and a Sergeant at Arms for each such segment who will maintain order at the respective segment polling place."

BE IT FURTHER RESOLVED, That said amendment to the Election Ordinance shall become effective immediately.


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 7 members of whom 5 constitute a quorum, 5 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 7th day of July, 1988; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 0 members not voting, and that said Resolution has not been rescinded or amended in any way.

Dated the 7th day of July, 1988.


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council