

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 VI, Section 5(d) of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to negotiate with agencies of the United States, such as the Bureau of Indian Affairs, and to advise and consult with representatives of the Department of the Interior on all Department actions which may affect the Fort Berthold Reservation; and
- WHEREAS, The Bureau of Indian Affairs has contracted with Security Pacific Bank for management of approximately \$1.7 billion in tribal and Indian individual trust funds; and
- WHEREAS, The FY 1988 and FY 1989 Interior Appropriations Acts directed that, prior to the transfer of any trust funds, the BIA must consult with Indian tribes about the terms of the proposed contract for trust funds management; and
- WHEREAS, BIA has not consulted with Tribes; and
- WHEREAS, The FY 1988 and FY 1989 Interior Appropriations Acts directed that, prior to the transfer of any trust funds, the BIA must audit and reconcile the trust accounts and make an accounting of such funds to each affected Tribe or Indian individual; and
- WHEREAS, The BIA will not, in fact, audit each account, but rather, has contracted to audit a statistical sampling of trust accounts of 1988; and

WHEREAS, Mismanagement of trust accounts is sufficient to substantiate the necessity for audits and reconciliation of all trust accounts; and

WHEREAS, The Senate Special Committee on Investigations will conduct hearings in early 1989;

NOW, THEREFORE, BE IT RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes hereby calls on the House and Senate Interior Appropriations Subcommittees, the House Interior Committee, the Senate Select Committee on Indian Affairs and the Senate Special Committee on Investigations to require full compliance by the BIA with the FY 1988 and FY 1989 Appropriations Acts' directives, that the Security Pacific Bank contract be held in abeyance while it is examined and evaluated by Tribes and the congressional committees.

BE IT FURTHER RESOLVED, That the Senate Special Committee on Investigations is requested to fully investigate BIA trust funds management and the Security Pacific Bank contract, including the possibility of a prior relationship between Interior representatives and Security Pacific Bank representatives.

BE IT FURTHER RESOLVED, That the Tribal Business Council of the Three Affiliated Tribes will provide the Senate Special Committee on Investigations with written documentation to assist the Committee with its investigation of trust funds management and the Security Pacific Bank contract.

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, 7 were present at a Special Meeting thereof duly called, noticed, convened, and held on the 6<sup>th</sup> day of February, 1989; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 7 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 6<sup>th</sup> day of February, 1989.

[Signature]  
Secretary, Tribal Business Council

ATTEST:

[Signature]  
Chairman, Tribal Business Council