

**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 3 of the Constitution of the Three Affiliated Tribes specifically authorizes and empowers the Tribal Business Council to exercise all necessary sovereign powers for the purpose of enforcing the jurisdiction granted to the Tribal Business Council by the People in Article I of the Constitution; and

WHEREAS, It is the considered judgment of the Tribal Business Council that a new section entitled "Menacing" shall be incorporated into the Criminal Code of the Three Affiliated Tribes; and

WHEREAS, It is the considered judgment of the Tribal Business Council that the crime of "Theft" be more clearly defined in Criminal Code of the Three Affiliated Tribes; and

NOW, THEREFORE, BE IT RESOLVED, that the following "Menacing" provision is hereby adopted and incorporated into the Criminal Code of the Three Affiliated Tribes under Part II, Article 2, as Section 220.4:

SECTION 220.4 MENACING. A person is guilty of a Class I misdemeanor if he knowingly places or attempts to place another human being in fear by menacing him with imminent serious bodily injury.

NOW, THEREFORE, BE IT RESOLVED, That the following language is hereby adopted and incorporated into the Criminal Code of the Three Affiliated Tribes under Part III, Article 3, enumerated thereunder as the first paragraph.

1. A person is guilty of theft if he knowingly takes or exercises unauthorized control over, or makes an unauthorized transfer of an interest in, the property of another with intent to deprive the owner thereof; and


NOW, THEREFORE, BE IT RESOLVED, that the previous language in Part IV, Article 3, Section 330.5 shall remain the same but shall be enumerated as paragraph 2; and

NOW, THEREFORE, BE IT RESOLVED, that the above referenced additions and modifications to the criminal code of the Three Affiliated Tribes shall take effect 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, 7 were present at a Regular Meeting thereof duly called, noticed, convened, and held on the 8th day of March, 1990; 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 8th day of March, 1990.


Secretary, Tribal Business Council

ATTEST:


Chairman, Tribal Business Council