

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 the interest of the welfare and benefit of the Tribes and the enrolled members thereof; and
- WHEREAS, the United States of America has certain a certain long-standing Treaty, trust and statutory obligations to provide adequate health care to Tribal members living on or near the Fort Berthold Reservation on which the Three Affiliated Tribes is located; and
- WHEREAS, the Three Affiliated Tribes is one of the Tribes served by the Indian Health Service (IHS) Aberdeen Area office in Aberdeen, South Dakota; and
- WHEREAS, the Tribal Council of the Three Affiliated Tribes is aware of a resolution passed by the Aberdeen Area Chairman's Health Board on Friday, May 5, 1995 which states that funds allocated to the IHS Aberdeen Area Office may have been or are about to be allocated to various Tribes awarded self-governance contracts by the BIA and IHS; and
- WHEREAS, the Three Affiliated Tribes believes that the reallocation of Aberdeen Area IHS funds to non-Aberdeen Area Tribes is a violation of the treaty, trust and statutory obligation of the Federal government to provide adequate health care to the members of the Three Affiliated Tribes; and
- WHEREAS, the Three Affiliated Tribes supports the efforts of the Aberdeen Area Tribal Chairmen to recover through litigation if necessary, such funds as may have been reallocated to other BIA or IHS Area Offices for use by self-governance tribes and is willing to provide limited financial assistance for the purpose of any necessary research and litigation; and

WHEREAS, the Three Affiliated Tribes supports the efforts of the Aberdeen Area Tribal Chairmen to recover through litigation if necessary, such funds as may have been reallocated to other BIA or IHS Area Offices for use by self-governance tribes and is willing to provide limited financial assistance for the purpose of any necessary research and litigation; and

THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes of the Fort Berthold Reservation supports the effort of the Aberdeen Area Tribal Chairman's Health Board to recover IHS for the Aberdeen Area that may have been reallocated to self-governance tribes and authorizes a lawsuit to be brought in the appropriate court on its behalf, if necessary; and

NOW, THEREFORE BE IT RESOLVED, that the Three Affiliated Tribes is willing to support the legal expenses of the research and litigation needed to pursue the above goal and are willing to provide an initial amount of \$500.00.

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 25th day of May, 1995; 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 25th Day of May, 1995.

Daylen Spotted Bear
Secretary, Tribal Business Council

ATTEST

[Signature]
Chairman, Tribal Business Council