



North Segment News

A publication of the Office of Secretary Ken Hall

June 2016

Accountability

Transparency

Responsibility

Vision



Greetings,

The month of May 2016 proved to be a very eventful and memorable one with the Presidential Candidates visiting North Dakota. Senator Bernie Sanders & Donald Trump came to Bismarck, President Bill Clinton came to Fargo, on the 13th, 20th, & 26th. The Sanders Campaign reached out to the Tribes in North Dakota to have a private audience with him before his rally in Bismarck on May 13th. With the assistance from our legal team we presented a package of documents to all the candidates and planned on listening to them before any endorsements follow. Some of our concerns that have had an impact on our Nation, taxation on our oil and gas resources, new rules from BLM without consultation, Senate Bill 2012, and Human Trafficking, are just a few of our concerns that we did address with the candidates during their campaign



stops. The Hillary Clinton Campaign also reached out to the Tribal leaders and invited us to meet with her senior advisors in New York City at the Campaign Headquarters. The Tribal leaders spoke loud and clear that we insist on the recognition of our Tribal Sovereignty as the highest priority, and to relay that message to Secretary Clinton. A few other topics were discussed; the infamous Washington Redskins nickname, Drug Issues, BIA Schools, Law Enforcement Funding, Elder Care, etc. The Clinton Campaign has a simple approach 1. Making a real difference in people's lives. 2. Keep country safe and ready on Day 1. 3. Bring country together. A few Tribal leaders met with President Bill Clinton in Fargo before the rally & took photos, gifting him with a star quilt from Chairman Mark Fox. I was able to present the President with our legal position papers and gifted him with a beaded medallion. He was very gracious and thankful for the gifts. The message that the President gave was that Hillary Clinton is a "Doer" and the most qualified.

I attended the 2016 Williston Basin Conference in Bismarck where they attracted 2,800 attendees down from 4,200 from the 2014 conference. Missouri River Resources, our Tribally owned oil and gas company was a Diamond Sponsor for the event this year.

We took a break from the WBP Conference and attended the Franklin Graham Decision America Prayer Service on the lawn of the State Capital on Wednesday May 25th. His message is very powerful and he encouraged everyone to get out and vote in this election. The whole message was **Pray, Vote and Engage**. Franklin Graham mentioned that in that last Presidential Election that 20 to 30 million evangelicals did not vote. It is time to get involved in the political process. This was the highlight of the week for me and I was able to meet Franklin Graham and present him a beaded medallion to give to his father Billy Graham who is 97 years old and one of most influential Evangelists in the world. Coach Lou Holtz was the keynote speaker on the last day of the WBP Conference and what an inspiring speech he gave and such a humble man. My family was able to meet Lou Holtz and take a photo with him before he left the conference. The last speaker for the Williston Basin Conference was Donald Trump who failed to recognize the Tribal leadership that was present, but, also, the original territory of the Mandan, Hidatsa and Arikara People - which is proper protocol to our people. This is a critical time and we all have to get involved in the political process and let your voice be heard by voting in the 2016 elections.

To close, our office is hosting our annual North Segment Community Kick Off To Summer Event. This day is to help kids and families celebrate another successful school year, and to bring the community together to share a meal and share some good company. Our people will always be our most valuable resource and keeping our community strong will take all of us. Come on out on June 1st at Northern Lights, everyone is welcome.

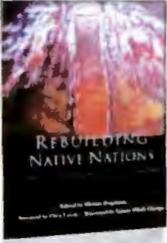
God Bless, Councilman L. Kenneth Hall



GETTING THINGS DONE FOR THE NATION,

Strategically build infrastructure, develop necessary expertise, enact gradual assertion of self governance, "understand that the ability to establish priorities, set goals, and address economic and cultural needs of citizens through effective and efficient management is indispensable to the fullest possible exercise of tribal sovereignty."

Harvard Project on American Indian Economic Development 2003, 18)



NORTH SEGMENT COMMUNITY DEVELOPMENT CORPORATION

350 East Avenue, Lot A21, New Town, N.D. 58763

The Corporation, recognized and mandated by the MHA Tribal Business Council in an official resolution, has been given full autonomy and is operating on principles that enable self sustainability. They achieve this with solid business practices that support development. Such as, strict accounting and transparency standards with regular auditing of all corporate finances. Operating projects within and under budget, and on time.

The Corporation Projects completed, owned and managed are: Wooden Bowl Estates, Cottonwood Court, Golden Manor Mobile Home Park on Highway 1804, the old North Segment Building, and 3 commercial properties on Main Street in New Town.

The old North Segment building on Highway 23 was upgraded and renovated, creating dormitory housing for the students of the Nueta Hidatsa Sahnish College. The three commercial buildings on Main Street we also upgraded & are currently being leased by Native American Entrepreneurs.

The **Red Hawk Estates Apartment Buildings** are progressing on schedule for completion and move in, on October 1 & December 1, 2016. These apartment projects each consist of 36 spacious 1, 2, & 3 bedroom apartments units on three levels. There will be community rooms in each building for tenant use: interior hallways, elevators, and each unit will have its own balcony, and a climate control system offering fresh air year round. Building 2 structures simultaneous is a cost saving of \$1.2 million; a project of this magnitude with high quality and greater efficiencies.

The **Golden Eagle Park** will have an outdoor recreational area for the whole family: it will have a professionally designed skate park, a children's playground, a sand pit, barbecue pits, gazebo covered picnic tables & benches, with walk ways and enclosure. Fundraising is underway for this. If you would like to support the park project drop in the CDC offices and find out how you can help.

The North Segment Community Development Corporation is open for business & they meet regularly with the project consultants and engineers as they manage the Corporation. The Corporate Board: President, Elgin Crowsbreast, with the Board of Directors, Marc Bluestone, Treasurer, Tom Hale, Secretary, and Tribal Councilman Ken Hall. Apply to rent or lease & to make inquiries at the NSCDC Business Offices, 701.627.3270. You can mail applications for housing to: NSCDC P.O. Box #579, New Town, N.D.

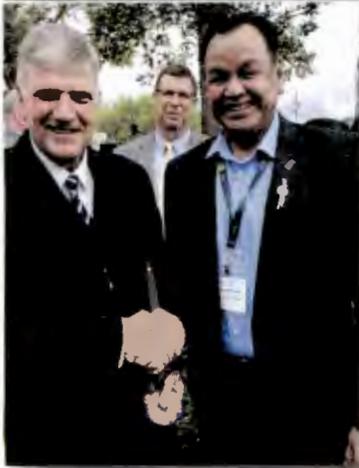


NORTH SEGMENT COMMUNITY HOME HEALTH CARE

Callie Baker, Director of the North Segment Home Health Care Program has been a Registered Nurse for 13 years, completing a Master of Nursing Degree. Stacey Red Fox, Certified Nursing Assistant is on staff as well. The NS Home Health Care Program Office, #182, operates from the Northern Lights Center in New Town at 701-627-3456 or on our cell numbers at 701-426-1628 (Callie) 701-421-8277 (Stacey).

Our Program assists clients by setting up medications, providing nail care, blood pressure checks, helping with appointments and transportation to medical appointments in New Town. We do not offer transportation to appointments out of New Town. You are always more than welcome to call and ask any questions.





PRESIDENTIAL ELECTION 2016



2016 United States Presidential Candidates visited North Dakota and Our Voices, Our Issues will be heard. Candidates seeking office for President, Governor, Congress, State House & Senate are seeking our votes. Bernie Sanders came & met with Tribal Leaders, President Bill Clinton also came and met with Tribal Leaders in Fargo. Both recognized Native Americans role in the country. Franklin Graham is conducting a nationwide campaign called Decision America encouraging people to Pray Vote Engage. Famous Coach Lou Holtz in N.D. also said "you have to have a vision of where you're going". Donald Trump presented an energy speech at the Williston Basin Petroleum Conference; the MHA is the biggest player in the Bakken Oil Play owning over one third of all the minerals in the State & is the biggest contributor to North Dakota with over \$1 Billion dollars taken through the Tribal State Tax Agreement. Native Americans have stepped into the races and we have the opportunity to change how our governments look; act now - get proper identification, bring everyone you know, participate, and vote in the upcoming elections. The ND Republican delegates that secured the nomination for Donald Trump, are the ones we lobbied on the Tribal State Tax Agreement. Kevin Cramer is pictured.





OFFICE OF COUNCILMAN L. KENNETH HALL INTERGOVERNMENTAL AFFAIRS



Councilman Hall recently met with 2016 US Presidential Candidate Bernie Sanders, Clinton Sr. Campaign Advisors, and, with President Bill Clinton. In those meetings he has asserted the MHA Tribal Sovereignty and delivered the following documentation to their respective campaigns to address our Tribal Rights. A meeting was requested with the Trump campaign with no response. It is imperative that we participate in all elections; that we vote and that we voice our concerns and issues to those individuals who seek to become legislators in the Federal, State, or Tribal Governments.

I also attended the Williston Basin Petroleum Conference and asserted to the North Dakota Petroleum Council, that they can no longer ignore the MHA Nation, that we are a big player in the Oil Development in the State of North Dakota. We own over one third of all of the oil & gas minerals in the State and have contributed nearly one \$1 Billion to North Dakota through the Tribal State Tax Agreement. Here is what I shared with the Presidential Candidates and Campaigns.

BACKGROUND ON THE MHA NATION AND FEDERAL INDIAN LAW

The Mandan, Hidatsa and Arikara Nation consists of Three Tribes who were affiliated into a single government for federal-tribal relations.

The Three Tribes have lived in this part of the Missouri River Valley since time immemorial. The Tribes assisted Lewis and Clark, who wintered here in 1804.

The Tribes' economy was, since long before contact with the United States, based in farming. More recently, the tribes' economy has been significantly supplemented by oil/gas development.

The Tribes' government structure is set forth in its constitution, and the governing body has, and exercises, broad legislative powers. It has a strong court system, police and other emergency services, regular elections, and programs and departments for care, education, roads and other infrastructure, and other needs of its people.

The United States owns most Indian land as a trustee, in trust for Tribes, while it owns federal lands for all citizens.

Since the 1960s, the United States has had a general policy of encouraging Tribal Self-Determination—that a Tribe, through its Tribal Government should determine what is best for its own lands and people.

Tribes need to have sustainable, predictable and robust economies to maintain their unique ways of life and to achieve the full benefits of Tribal Self-Determination

THE IMPACT OF STATE DUAL TAXATION OF TRIBAL ENERGY AND ECONOMIC DEVELOPMENT

The Administration and Congress must work to eliminate dual-state taxation of tribal energy and economic development. Our trust resources and economic development on our reservations are not meant to benefit state governments. Dual taxation prevents development of our resources and takes the very tax revenues that we need to provide for our communities, support economic growth and develop our infrastructure.

Tribal self-determination over energy resources cannot happen under state dual taxation. In the name of self-determination, Congress keeps asking tribes to take over more and more federal responsibilities. But, with dual taxation Congress is asking us to do this job with one arm tied behind our back. In this environment, I am not surprised that no tribe has applied for a Tribal Energy Resource Agreement or TERA since this program passed Congress in 2005.

In North Dakota, the State is approaching \$1 billion in taxes from energy development on tribal trust lands, but spends nothing to benefit our lands. In the next five years, the State will take another \$1 billion more in taxes from tribal trust resources. Because of a wrongly decided Supreme Court case, based on a bygone era of federal Indian law, the MHA Nation was forced into a tax agreement. Under this agreement, the State takes the majority of the tax revenues from energy development on our Reservation.

The State does not report how these funds benefit the Reservation. We know that in 2011 the State took about \$82 million in taxes from our trust minerals, but spent less than \$2 million on state roads on the Reservation and \$0 on tribal and BIA roads. Meanwhile, the MHA Nation bears the cost of spills, increased waste, law enforcement, and regulating activity to protect our members and homelands.

To make matters worse, North Dakota unilaterally reduced tax rates under the tax agreement. Over the next 20 years we will lose almost \$700 million under the new tax. The MHA Nation does not have a \$3.6 billion surplus like North Dakota—we need these revenues now.

The Tribe needs the tax revenues from energy development to provide for increased demands for government services caused by development.

Safe oil/gas development and protection of the Reservation environment requires expensive tribal regulatory oversight. Increased population, including increased temporary population, also requires increased governmental services and infrastructure: water, sewers, schools, police, social welfare programs, etc.

The Tribe is seeing increased drug problems, human trafficking, and other problems. The Tribe needs to fund higher education for its members, so that the members are qualified for higher level jobs related to energy development and other businesses.

EXISTING EXECUTIVE BRANCH AUTHORITY TO ADDRESS STATE DUAL TAXATION

The MHA Nation supports Administration efforts to overcome state dual taxation of Indian energy resources.

Similar to recent final regulations affirming exclusive tribal taxation of leases and right-of-ways on Indian lands, Interior is working on regulations that would affirm exclusive tribal taxation of commercial activities on Indian land, including energy development.

We believe that Interior is developing these regulations as an update to the regulations for the Indian Trader Statutes at 25 U.S.C. §§ 261-264.

A handful of courts, including the Supreme Court, have already used the Indian Trader Statutes to prevent state taxation of commercial activity on Indian lands.



THIS PROPOSAL HAS BROAD SUPPORT:

In June 2015, the General Accountability Office recognized dual taxation as hindering Indian energy development. In 2013, Former Interior Secretary Salazar sent a letter criticizing the windfall North Dakota is getting from trust minerals.

Also in 2013, the producers on our Reservation sent a letter asking that the MHA Nation receive the taxes we deserve.

BLM OVERREACH REGARDING TRIBAL LANDS

In creating the BLM, Congress (in FLMPA) provided that BLM has authority over federal lands but expressly excluded tribal lands from BLM's authority.

BLM is attempting to increase its own power by applying its regulations to both federal and Tribal lands and by generally treating Tribal lands as if they were lands which the United States owns in fee.

BLM did this in its hydraulic fracturing regulations in March 2015 (currently enjoined by the federal courts).

BLM is proposing to do this in its proposed venting and flaring regulations released in February 2016.

BLM's attempted regulations are contrary to the general federal policy of tribal self-determination.

The MHA Nation, not BLM, knows what is best for managing oil and gas resources on our Fort Berthold Reservation.

The MHA Nation has existing regulations for hydraulic fracturing, venting, and flaring.

Like other non-federal land owners (e.g. states and private land owners), tribes should be permitted to decide what to do on their own lands so long as the activity is not contrary to supreme federal law.

BLM's attempt to regulate hydraulic fracturing, venting and flaring on Indian lands violates FLMPA which excludes Indian lands from BLM's authority.

Treating Indian lands like public lands violates the Federal trust responsibility. Our lands are to be managed for our benefit, not according to public land standards.

BLM's regulations do not even permit Tribes to request or obtain appropriate variances.

BLM's attempt to impose these additional regulations of tribal land (and the resulting delays and costs of regulatory compliance and litigation) put development on tribal land at a significant disadvantage compared to development on state-owned and privately owned lands.

31A already provides federal oversight through its review and approval of all leases of tribal land for mineral development or other development. There should not be multiple federal agencies applying overlapping and contradictory regulatory review and rules.

CURRENT NATIONAL ENERGY BILL

On April 20, 2016, the Senate passed a National Energy Bill (S. 2012) sponsored by Senators Murkowski and Cantwell. This National Energy Bill includes Senator Barrasso's Indian Energy Bill (S. 209). Last year, the House also passed a National Energy Bill (H.R. 8) and also passed Congressman Young's Indian Energy Bill (H.R. 538). The House and Senate are now expected to conference all of these bills into one and seek final Congressional passage of a National Energy Bill including Indian energy provisions.

Senate Bill 2012 is more comprehensive, but there are provisions in Congressman Young's bill that MHA believes should be included in the final bill for Congressional passage. These include:

The House provision providing timelines for appraisals is better than the Senate version because it also allows tribes to waive an appraisal if they choose.

The House would require Interior to standardize lease numbers and formats across all of Interior's agencies.

The House would limit NEPA commenters to Tribal members and residents within the affected area.

The House would prevent the application of BLM's hydraulic fracturing regulations to Indian lands.

An additional problem with SB 2012 is that it does not clearly distinguish between federal and Tribal lands, and in part seems to treat these two very different types of land the same.

The bill gives state governors the right to enter into MOUs with the United States related to rules and processes governing oil and gas production activities on federal lands.

The bill needs to clearly provide that any such MOUs cannot apply to tribal lands/tribal rights on those lands

and in keeping with the federal policy of Tribal Self-Determination, Tribes, like States, should have the right to enter into similar MOUs with the United States.





Vietnam Veteran, Mr. Arthur, "Tommy"

Mandan was invited to the MHA Nation Tribal Chambers during an official Tribal Business Council Meeting to be given official recognition by the Tribal Government. He was honored, in recognition of being a member of the Military Order of the Purple Heart, by the MHA Nation Tribal Business Council.



North Segment Tribal Councilman, L. Kenneth Hall, with West Segment Tribal Councilman, Randy Phelan, present Mr. Mandan with gifts from the Tribal Council.



The MHA Nation Tribal Business Council, receiving recommendations from THPO, Tribal Historical Preservation Office, and, hearing from a delegation of youth representatives of the MHA Nation - who were organized by Lisa DeVille, to bring a statement of protest against proposed actions of building a pipeline that would cross under lake Sakakawea: took action not to allow the pipeline project to proceed. Alternate solutions for transporting oil & gas are being sought with the industry.

NORTH SEGMENT SECURITY DEPARTMENT

Marlon Mason, MHA enrolled member, and, of the Water Buster Clan & child of the Knife Clan, he brings extensive experience to this position.

With a fully trained staff, the Security provide a 24 hour, 7 days a week function, increasing the service range to be a community wide segment service. With increased budgets, increased trainings, and service vehicles, they are able to provide patrolling assistance.

The goal of keeping our people and our community safe is the highest priority. Today, the fully staffed Security Department

has four senior security guards serving as supervisors and sharing duties overseeing; Surveillance, Neighborhood Watch, On Location Services, and, Patrolling.

NEIGHBORHOOD WATCH

We are our own eyes and ears to our community and we want to invite you to participate in the Neighborhood Watch program. Names are confidential and information can be shared anonymously. If you or a community member would like to **volunteer** to be part of the Neighborhood Watch, call Mr. Mason at 701.421.5614. The next training & recruiting will be **May 31, 2016 @ 5:00 pm** at Teddy's in New Town.

EMERGENCIES CALL 911

REACH THE SECURITY BY CALLING:

MR. MARLON MASON, DIRECTOR
NORTH SEGMENT SECURITY DEPARTMENT
CELLULAR - 1.701.421.5614

NORTHERN LIGHTS PHONE 1.701.627.3456

R.J. FINLEY, SECURITY OFFICER
1.701.421.9286

DOUG MCGRADY, SECURITY OFFICER
1.701.421.7871

THOMAS R. MANDAN, NIGHT SUPERVISOR



Lewis Kenneth Hall, Executive Secretary
MHA Nation Tribal Business Council Representative
Hidatsa, Knife Clan ~ North Segment Council Representative
 Cell: 701.421.9986 Email: kenhall@mhanation.com

Tribal Admin Headquarters **North Segment Administration**
 Direct Line: 701.627.8127 Phone: 701.627.3456 @ Northern Lights

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US POSTAGE

UPCOMING TBC & CTTE MEETINGS & NORTH SEGMENT COMMUNITY EVENTS

May 31, 2016	10 am	Economic Development Committee
May 31, 2016	1 pm	Education Committee
June 1, 2016	10 am	Natural Resources Committee
June 1, 2016	Noon	North Segment Community Kick Off to Summer
June 1, 2016	10 am	Natural Resources Committee
June 1, 2016	1pm	Judicial Committee
June 12, 2016	10 am	Tribal Business Council Regular Meeting
June, 2016	10 am	Health & Human Services Committee
June 19, 2016		Father's Day
June 27-30		National Congress of American Indians Summer Session

MHA NATION TRIBAL BUSINESS COUNCIL

Chairman Mark Fox, Vice Chairman Randy Phelan,
 Exec. Secretary L. Ken Hall, Treasurer Mervin Packineau
 Standing Committees of the Tribal Business Council

Economic Development: Hall, Spotted Bear, F. Fox
 Health & Human Services: Grady, Hall, Spotted Bear
 Natural Resources: Phelan, Hall, F. Fox
 Judicial: F. Fox, Phelan, Grady
 Education: Spotted Bear, Hall, F. Fox
 Office of the TBC Executive Secretary

TBC Records Management & Info. Technology - Mr. Mike Stevens
 TBC Records - Crystal Hallam / TBC Records - Jean Baker

OFFICE OF THE EXECUTIVE SECRETARY / NORTH SEGMENT OFFICE

THOMASINA MANDAN, CHIEF OF STAFF - CELL: 1.701.421.9986

Board Directors Appointed by Tribal Councilman Hall, by TBC Resolution as representatives of North Segment.

TERO Commission - Edward Loneflight
 MHA Communications Board of Directors - Delvin Driver Jr
 Fort Berthold Housing Authority - Elgin Crowsbreast
 Elbowoods Health Authority - Phyllis Howard, Ex Officio
 Nueta Hidatsa Sahnish College - Arthur Mandan
 MHA Tribal Gaming Board - Tony Foote

NORTH SEGMENT COMMUNITY ANNUAL

**KICK OFF TO SUMMER FAMILY FUN
EVENT & COOK OUT**

**Wednesday June 1, 2016 @ 12:00 pm at
Northern Lights, New Town**

For the Whole Family - Everyone Welcome Call 1.701.627.3456 for information.

Food Fun Games Prizes



Stay Engaged, Stay Informed
Follow us on Social Media
 Facebook Updated on a regular basis providing pertinent information.
Open Door Policy in Office
Come to the Town Hall & Bring

Northern Lights Community Wellness Center - 710 East Avenue, New Town - 1.701.627.3456

Daily User Fees @ the Lights

\$1 Students / Elders / Veterans
 \$2 NS Tribal & Community Members - ID
 \$10 Non NS Members - With I.D.

OPEN EVERYDAY 6:00 am to 10:00 pm
 Doors lock 9:00 pm **Weekends Close**
 6:00 pm **Security on Site at all times.**
Call 701-627-3456 for information

MONTHLY Membership fees

\$25.00 Individual Tribal member, community member
 \$30.00 Family Tribal Enrolled & NS community members.
 \$60.00 Non Tribal Enrolled, non community families.

Classes Offered by Trained Professionals & Diabetes Fitness Program See NS Staff for details and fees.

WE Offer: Aerobics & Fitness Room
 Cardiovascular Machine Room, Weight Room, Cardio Machines, Gymnasium, Steam Rooms, Showers, Lockers, Therapy Pools, Cafeteria. We also rent the facility, applications can be received in the administration offices.

