



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

A Resolution Entitled, “*Declaring State of Emergency due to Opioid Crisis*”

- WHEREAS,** The Mandan Hidatsa and Arikara Nation (MHA Nation), also known as the Three Affiliated Tribes, having accepted the Indian Reorganization Act of June 18, 1934, the authority under said Act, and having adopted a Constitution and By-laws (the Constitution) under said Act, and
- WHEREAS,** Pursuant to Article III, Section 1 of the Constitution, the Tribal Business Council is the governing body of the MHA Nation; and
- WHEREAS,** The Constitution 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 MHA Nation and of the enrolled members thereof; and
- WHEREAS,** Pursuant to Article VI, Section 5(1) of the Constitution, the Tribal Business Council has the power to adopt Resolutions regulating the procedures of the Tribal Business Council, its agencies and officials; and
- WHEREAS,** Article VI, Section 5(c) of the Constitution specifically authorizes and empowers the Tribal Business Council to administer funds within the exclusive control of the Nation and to make expenditures from available Tribal funds for public purposes for the Nation; and
- WHEREAS,** The health, safety, and welfare of all persons within the Fort Berthold Indian Reservation is the greatest priority of the Tribal Business Council; and
- WHEREAS,** There has been a rapid increase in fatalities due to the opioid crisis occurring within the Fort Berthold Indian Reservation, which poses a grave threat to the lives of members and economic stability of the MHA Nation; and
- WHEREAS,** It is necessary for the MHA Nation to declare a State of Emergency and develop response measures, such as the establishment of a Drug and Wellness Court, to combat the opioid crisis; and
- WHEREAS,** The purpose of a Drug and Wellness Court is to provide an intensive holistic diversion program that offers treatment as an alternate to criminal prosecution and jail.



NOW THEREFORE BE IT RESOLVED, that the MHA Nation hereby declares that a State of Emergency exists and that further steps must be taken to secure the safety of tribal members and the economic stability of the MHA Nation.

BE IT FURTHER RESOLVED, that the Tribal Business Council establishes a Drug and Wellness Court Steering Committee, which shall be comprised of representative(s) from the Tribal Courts, legal, treatment service providers such as Circle of Life, Parshall Resource Center, Good Road Recovery, and Case Manager, who shall develop policies and procedures for the establishment of a Drug and Wellness Court.

BE IT FURTHER RESOLVED, that the Drug and Wellness Court Steering Committee shall submit policies and procedures for the Drug and Wellness Court and any directives related to strategies in combating the opioid crisis to the Tribal Chairman, Judicial Committee, and finally, the Tribal Business Council, who shall approve or deny such policies and procedures by motion.

BE IT FURTHER RESOLVED, that the Tribal Business Council authorizes the establishment of a Drug and Wellness Court, subject to approved policies and procedures.

BE IT FINALLY RESOLVED, the Tribal Chairman is authorized to take such action as is necessary to carry out the terms and intent of this Resolution

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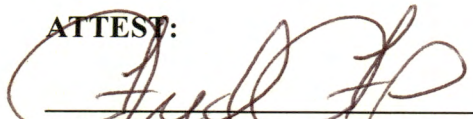
CERTIFICATION

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 Regular Meeting thereof duly called, noticed, convened, and held on the 13th day of August, 2020; that the foregoing Resolution was duly adopted at such Meeting by the affirmative vote of 5 members, 0 members opposed, 0 members abstained, 2 members not voting, and that said Resolution has not been rescinded or amended in any way.


Chairman [X] voting. [] not voting.

Dated this 13th day of August, 2020.

ATTEST:



Tribal Secretary, Fred W. Fox
Tribal Business Council



Tribal Chairman, Mark N. Fox
Tribal Business Council