



CALL TO ORDER:

Councilwoman Monica Mayer called the meeting to order at 2:30 PM.

I. ROLL CALL:

Present: Councilwoman Monica Mayer, Councilman Fred Fox, & Councilman Robert White. *Quorum established.*

II. APPROVAL OF AGENDA:

Motion: Councilman Robert White moved to approve the agenda with additions. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

III. APPROVAL OF MINUTES:

• **August 7th, 2018 Judicial Committee Minutes**

Motion: Councilman Fred Fox moved to approve August 7th, 2018 Judicial Committee Minutes subject to minor corrections. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

• **April 17th, 2023 Judicial Committee Minutes**

Motion: Councilman Fred Fox moved to approve April 17th, 2023 Judicial Committee Minutes subject to minor corrections. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

IV. NEW BUSINESS:

A. Next Committee Meeting

June 13th, 2023 next Judicial Committee Meeting.

B. ND BCI SLEC Deputation Agreement

Tyra Wilkinson has reviewed the agreement and recommended revision.

Motion: Councilman Fred Fox moved to forward agreement subject to revision to TBC. Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

V. PROGRAM UPDATES:

A. Tribal Code – Jan Morley/Leonika Charging/Sharon Thompson

Medical Marijuana Code needs to be updated. Gun licenses need to be updated. Hoped to have the first reading today, Councilwoman Monica Mayer suggests to have a special with all council present to go through the codes. Councilwoman Monica Mayer will set to will set up a date. Sharon gave her update. Title I regarding jurisdiction with judges. Licensing fees and bar exams and the 2nd reading will be at the next meeting. Title III could reformat to make more efficient, and adopt a portion



Jan Morley is working on. Under Title V needs updating, out of date. Title II will repeal and adopt another portion for jurisdiction. Jan Morley provided an update on the codes 1st reading. Some numbering is off and put it into one master. Will not have a first reading today, Jan Morley will leave a copy with the Committee and should like them to go over it before TBC. Some new laws such as aggravated assault, murder, manslaughter etc. Limited to sentencing due to the tribal code currently. Offences can be stacked and end up with a total number of years. Jan Morley suggested to increase the fines. Class III to \$500, Class II to 750, Class I to \$1,000 and Class 2 to \$2,500. Tyra Wilkinson agrees with raising the fines. Crime of Domestic Violence fines were covered. Unattended death due to the age we will need a coroner for time of death, too many unprotected things can happen. DUI, criminal code, previously had selective offence levels and fines were listed to officers (ND penalty Civil Traffic code). Suspension of licenses will be taken out, cannot suspend. Added DEA code abuse of animal support (K-9 officers). Weapons & Fire Arms Code, a lot of these provisions did not apply on Reservation. Administrator Phil Packineau worked with Jan Morley and came up with something that could work for Fort Berthold. Fireworks Code, does not apply to Natives that live in New Town. This Fireworks code should be eliminated from the Criminal and added to the Fire Code instead. Leonika gave a broad overview of the tribe's law and order code. Human Resources policy on medical Marijuana, worked on this in different areas not just the criminal code. Coroner and autopsy code, will require review. Need an action on Title VI Claims and Damage- Contracts

Motion: Councilman Fred Fox moved to forward Title VI revision to TBC.
Councilman Robert White seconded the motion. Vote: 3-0-0. Motion carried.

Jan Morley covered a stalking and domestic and pets as family members.
Councilwoman Monica Mayer states, we will need to set up a special Judicial Committee meeting to make that the 1st reading.

B. Public Safety – Phil Packineau, Administrator

Mr. Packineau talked about some medical clearance issues for prisoners that came up again. 10-15, usually the average is 2-5. Phil asked if Committee would like to have clearance. Councilwoman Monica Mayer suggest Phil work with CEO and Jared Eagle to work on getting a contract.

C. Public Safety Division of Drug Enforcement – Gerald "Chip" White Jr., Chief of Drug Enforcement

Item deferred.

D. TAT Law Enforcement – Nelson Heart Jr., Chief of Police

Item deferred.



E. Department of Transportation (DOT) – Blaine Flynn, Administrator

Item deferred.

F. TAT Tribal Court – Dr. Elizabeth Yellow Bird, Court Administrator
Submitted Report Rules of Judicial Conduct.

G. Homeland Security – Cliff Whitman, Director

Item deferred.

H. Adult Detention – Robert Werlinger

Item deferred.

I. Juvenile Detention – Mike Young Bird, Administrator

Item deferred.

J. White Shield Detention Center – Twila Hawkins, Director

Item deferred.

K. Child Support – Alison Johnson, Director

Item deferred.

L. Victim Services – Sadie Young Bird, Director

Item deferred.

M. MMEIP – Lissa Yellow Bird-Chase, Director

Report submitted for the record. Received about 25 logo submissions we viewed all entries, Tuesday 5-3-2023 a logo was chosen, and the winner was announced Friday 5-5-2023. Russell Gillette, an MHA enrolled member was the winner of the MMEIP logo contest. MMEIP Issued Mr. Gillette a \$1000 check, also in the process of ordering him a jacket with the new logo on it. 5-8-2023 Introduction of the logo and the Artist went out to all via tribal email. Attended parent teacher conference at the New Town Middle school and did 9 scent preservation kits on students and adults. Traveled to Twin Buttes school attended an assembly presented the program information to the students and staff did 8 scent preservation kits on students and adults. Also attended the Virtual training Maximizing the first 3 hours for a Child Abduction in Indian country and Responding to an Unexplained Child Death on May



17th 2023 through NCJTC. Designed and ordered t-shirts, Canopy, and table cloth for the program to attend events. Ordered from Dakota printing and Embroidery in Bismarck. Trip to the Badlands to search for missing person KC Clark. Arrived in Fargo Friday night 5-19-2023 for search of Cianna Hosie returned. Volunteers arrived from South Dakota in search of Ron Johnson at the Hidden wood Lake site, search ended 5-26-2023 Volunteers returned to South Dakota.

N. TAT Legal – *Tyra Wilkinson, Lead Attorney*

Item deferred.

O. HR Department – *Melissa Brady, Director*

Item deferred.

VI. CLOSED SESSION:

A. Four Bears Pow Wow

VII. ADJOURNMENT:

Motion: Councilman Robert White moved to adjourn the meeting. Councilman Fred Fox seconded the motion. Adjourned at 4:38 PM.




CERTIFICATION

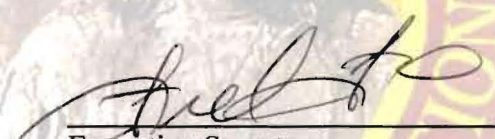
I, the undersigned, as Chairman for the Tribal Business Council's Judicial Committee of the of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council's Judicial Committee is composed of three [3] members of whom [2] constitute a quorum; 3 were present at the Judicial Meeting thereof duly called, noticed, convened and held on the 13th day of June, 2023; that the foregoing Minutes were duly adopted at such meeting by the affirmative vote of 3 members; 0 members opposed; 0 members abstained; 0 Members not voting.

Dated this 13th day of June, 2023.

ATTEST:



Judicial Committee Chairwoman,
Councilwoman Monica Mayer M.D.
Tribal Business Council
Three Affiliated Tribes



Executive Secretary,
Councilman Fred W. Fox
Tribal Business Council
Three Affiliated Tribes