



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

A Resolution Entitled, *“Collection from Peoples Fund Disbursements for Certain Tribally-Related Obligations.”*

WHEREAS, This Nation having accepted the Indian Reorganization Act of June 18, 1934, and the authority under said Act and having adopted a Constitution and By-Laws pursuant to said Act; and

WHEREAS, The Constitution of the Three Affiliated Tribes, also known as the Mandan Hidatsa Arikara Nation (or “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 III of the Constitution of the Three Affiliated Tribes provides that the Tribal Business Council is the governing body of the Tribes; and

WHEREAS, Article VI, Section 5(l) of the Constitution of the Three Affiliated Tribes provides the Tribal Business Council authority to adopt resolutions regulating the procedure of the Tribal Council and other Tribal Agencies and Tribal Officials of the Reservation.

WHEREAS, A fundamental component of tribal sovereignty is the ability of our Tribes to develop laws and practices that meet the needs of our Tribes and our people in ways that are not only effective, but which are appropriate to and respectful of the traditional values of our people; and

WHEREAS, There are certain obligations of individual members which are currently authorized to be deducted from their Tribal Peoples Fund (or “Peoples Fund”) disbursements. These obligations owed are to Tribal Child Support, Tribal Finance Department, and the Tribal Small Loans Program; and

WHEREAS, It has been Tribal practice to prioritize deductions, which priorities shall continue, with Tribal Child Support to have highest priority, Tribal Finance Department shall have second highest priority, and the Tribal Small Loans Program shall have the third priority; and

WHEREAS, Total Deductions from each Peoples Fund Disbursement shall not exceed 3/4 of the total amount of a Disbursement.



NOW, THEREFORE, BE IT RESOLVED, that the Tribal Business Council of the Three Affiliated Tribes authorizes that Peoples Fund disbursements may be withheld as follows to meet certain obligations:

1. Tribal Child Support shall be granted authority to have funds deducted, to pay over to children, in the amount of Five Hundred Dollars (\$500.00) from the Peoples Fund disbursement of each individual with child support arrearages, if said person also has additional debt to Tribal Finance Dept. and/or the Tribal Small Loans Program.
2. Tribal Child Support shall be granted authority to have Funds deducted, to pay over to children, in the amount of Seven Hundred and Fifty Dollars (\$750.00) from the Peoples Fund disbursement of each individual with child support arrearages, if said person has no additional debt to Tribal Finance Dept. and/or the Tribal Small Loans Program.
3. Tribal Child Support shall submit a list of persons with child support arrearages to the Peoples Fund when requested.
4. Tribal Child Support shall certify that each Tribal member on the list has an arrears obligation, based upon regularly maintained child support ledgers, in excess of One Thousand (\$1,000.00) Dollars, and is not currently making regular support payments toward current child support. Regular support payments shall be defined as “having made payments equivalent to the last three months of court ordered child support, in a timely manner.”

BE IT FINALLY RESOLVED, that this Resolution shall be controlling and shall supersede all previous Resolutions dealing with this subject matter and is to be followed by Tribal Finance and the Tribal Peoples Fund for all future disbursements from the Peoples Fund.

<SIGNATURE PAGE TO FOLLOW>




CERTIFICATION

I, the undersigned, as Secretary of the Tribal Business Council of the Three Affiliated Tribes of the Fort Berthold Indian Reservation, hereby certify that the Tribal Business Council is composed of seven (7) members of whom five (5) constitute a quorum, 7 were present at a Regular Meeting thereof duly called, noticed, convened and held on the 13th day of April, 2023, 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.


Chairman [X] Voting. [] Not Voting.

Dated this 13th day of April, 2023.

ATTEST:



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



Tribal Chairman, Mark N. Fox
Tribal Business Council
Three Affiliated Tribes