



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

A Resolution Entitled: “Approving Payment of Mileage and Per Diem for all Off-Reservation Voters that Travel Home to Vote in the 2026 Tribal Primary and General Elections and All Future Tribal Elections and Referendum Votes Conducted by the MHA Nation.”

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 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 IV, 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; and

WHEREAS, Article VI, Section 1 of the Constitution of the Three Affiliated Tribes provides “any power exercised through that Council shall be subject to a popular referendum as provided by this Constitution”; and

WHEREAS, Article IV, Sec. 2(b) of the Tribes’ Constitution states “any eligible voter of the Three Affiliated Tribes, whose place of legal residence is located outside the exterior boundaries of the Fort Berthold Reservation on the date of the election, shall return to the Reservation in order to vote in the election and shall register to vote and cast his ballot at the appropriate segment polling place on the date of the election” thereby making it clear Tribal members may not vote by mail and must return to the Reservation to vote; and

WHEREAS, it is common knowledge some people receive financial assistance and lodging assistance from various tribal entities to come back and vote, but such assistance is not available to all voters that would like to come back and vote; and



WHEREAS, the Tribal membership would like to put an end to this corrupt practice while also recognizing the unfair financial burden imposed upon tribal members living off-reservation to come back to vote and take action to put them on equal footing with all other voters; and

WHEREAS, the Tribal membership desires to rectify this problem by paying off-Reservation mileage and per diem to come back and vote in the 2026 Tribal Primary Election, the 2026 Tribal General Election, and any future Tribal election or Referendum vote.

WHEREAS, the petition submitted by Tribal members requests payment of mileage and per diem for off-Reservation voters who vote in any future Tribal primary or general election, including payment on the date of the primary or general election pursuant to policies adopted by the Tribal Business Council;

WHEREAS, because the 2026 Tribal Primary Election and 2026 Tribal General Election may occur before this Resolution is adopted by the Tribal Business Council or before a referendum vote on this issue is completed, the Tribal membership intends that eligible off-Reservation voters who return home and vote in the 2026 Primary Election or the 2026 General Election shall be reimbursed under this Resolution even if this Resolution, or a referendum approving this issue, is adopted after either election;

WHEREAS, the Tribal membership further desires that disabled or ill off-Reservation voters who incur reasonable additional travel expenses directly related to a disability or illness be reimbursed for those documented expenses in addition to mileage and per diem;

THEREFORE, BE IT RESOLVED, the Tribal Business Council hereby approves the payment and reimbursement of mileage and per diem for any Tribal member residing off-Reservation who travels home and votes in the 2026 Tribal Primary Election, the 2026 Tribal General Election, or any future Tribal primary election, general election, special election, or Referendum vote conducted by the MHA Nation. The mileage and per diem shall be paid as follows:

1. Mileage shall be paid or reimbursed at the IRS mileage rate in effect at the time of the election.
2. Allowance for lodging and meals shall be paid as follows:



- a. All those living within 500 miles one-way or less shall receive \$200 total per diem.
 - b. All those living within 501 to 1,000 miles one-way shall receive \$400 total per diem.
 - c. All those living over 1,000 miles one-way shall receive \$600 total per diem.
3. Payment of mileage and per diem shall be paid to off-Reservation voters on the date of election pursuant to policies adopted by the Tribal Business Council; provided, however, that reimbursement for the 2026 Tribal Primary Election and the 2026 Tribal General Election shall be paid after the election if this Resolution, or a referendum approving this issue, is adopted after the date of either election.
 4. If this Resolution is not approved by the Tribal Business Council and is instead submitted to a Referendum Vote and approved by a majority vote, the off-Reservation voters shall be paid mileage and per diem as provided herein. This obligation shall apply to the 2026 Tribal Primary Election and the 2026 Tribal General Election even if the Referendum Vote approving this issue occurs after either election. Any eligible off-Reservation voter who voted in the 2026 Tribal Primary Election or 2026 Tribal General Election before final approval of this Resolution or referendum shall be reimbursed within thirty (30) days after submitting a claim and reasonable documentation required by policies adopted by the Tribal Business Council.

BE IT FURTHER RESOLVED, any disabled or ill off-Reservation voter who incurs reasonable additional travel expenses directly related to a disability or illness in returning home to vote shall receive the mileage and per diem provided above, plus reimbursement for documented reasonable travel expenses directly related to such disability or illness.

BE IT FURTHER RESOLVED, this Resolution shall be null and void thirty (30) days following a Secretarial Election in which the issue of mail-in ballots or off-Reservation voting in primary and general elections is approved and implemented; provided, however, that no later amendment, repeal, Secretarial Election, or mail-in ballot change shall defeat or impair the right of any eligible off-Reservation voter to reimbursement for voting in the 2026 Tribal Primary Election or 2026 Tribal General Election as provided herein.

BE IT FINALLY RESOLVED, the Tribal Business Council is authorized and directed to adopt any policies, forms, verification procedures, and claim procedures necessary to implement this Resolution, provided that such policies shall not be used to deny reimbursement to otherwise eligible off-Reservation voters who voted in the 2026 Tribal Primary Election or 2026 Tribal General Election before adoption of this Resolution or before final approval by referendum.



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, _____ were present at a Regular Meeting thereof duly called, noticed, convened and held on the _____ day of _____, 2026, that the foregoing Resolution was duly ☐ adopted ☐ rejected at such meeting by the affirmative vote of _____ members, _____ members opposed, _____ members abstained, _____ members not voting, and that said Resolution has not been rescinded or amended in any way.

Chairman ☐ Voting. ☐ Not Voting.

Dated this _____ day of _____, 2026.

ATTEST:

Executive Secretary Fred Fox
Tribal Business Council
Three Affiliated Tribes

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