

RESOLUTION OF THE
WHITE MOUNTAIN APACHE TRIBE OF THE
FORT APACHE INDIAN RESERVATION

- WHEREAS,** the White Mountain Apache Tribe is vitally interested in and concerned with the development of the children of the reservation, and
- WHEREAS,** this interest and concern is one of the most important parts of the law and order code in its protection of dependent, delinquent, and neglected children, and
- WHEREAS,** the protection of the Tribal Court is denied to dependent, delinquent, and neglected children unless a complaint is filed on their behalf permitting the intervention of the Court, and
- WHEREAS,** often situations involving dependent, delinquent, and neglected children come to the attention of service agencies as secondhand (hearsay) information not admissible in Court, and
- WHEREAS,** the lack of a formal complaint on behalf of the child may prevent the effective intervention of the Court to protect the child's rights.

BE IT RESOLVED that the White Mountain Apache Tribal Council reaffirms its concern and interest in protecting its children from harmful situations. The White Mountain Apache Tribal Council hereby establishes the White Mountain Apache Child Protective Agency to hear and review complaints regarding the care of children, and, if convinced that there is a basic threat to a child's welfare, it is hereby authorized to file a complaint with the Tribal Court. The White Mountain Apache Child Protective Agency shall consist of the members of the White Mountain Apache Tribal Health and Welfare Committee. Prior to beginning to serve on behalf of protecting children the committee shall submit its rules of procedure to the White Mountain Apache Tribal Council for approval. The reviews by the White Mountain Apache Child Protective Agency shall be recorded and a decision to file a complaint shall require a two-thirds majority vote of a quorum of the committee. Upon the filing of a complaint by the White Mountain Apache Child Protective Agency the Court may issue a temporary custody order pending a full hearing on the complaint. Such temporary order shall not extend for more than thirty (30) days.

The foregoing resolution was on December 9, 1970 duly adopted by a vote of 9 for and 0 against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article V, Section 1 (i) and (s) of the Amended Constitution and By-Laws of the Tribe, ratified by the Tribe June 27, 1958 and approved by the Secretary of the Interior on May 29, 1958, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).

Paul Bonachley Sr.
Chairman of the Tribal Council

Marie C. Goodhill
Secretary of the Tribal Council

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