



Resolution No. 08-2005-229

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

**(Approving Deputation Agreement between the U.S. Department of Interior,
Bureau of Indian Affairs Office of Law Enforcement Services and the White
Mountain Apache Tribe)**

WHEREAS, pursuant to the Indian Law Enforcement Reform Act, 25 U.S.C. § 2801, *et seq.*, the Secretary of the Interior, acting through the Bureau of Indian Affairs (BIA) is responsible for providing or assisting in providing law enforcement in Indian Country; and

WHEREAS, the Secretary has delegated this authority to the Assistant Secretary – Indian Affairs and the Assistant Secretary – Indian Affairs has re-delegated this authority to the Director of the BIA, who has re-delegated it to the Deputy Bureau Director, Law Enforcement Services, BIA; and

WHEREAS, the Assistant Secretary – Indian Affairs is committed to working with tribal governments and tribal law enforcement to strengthen law enforcement in Indian Country; and

WHEREAS, on February 10, 2004, the Assistant Secretary – Indian Affairs articulated policy guidance to the BIA – as published at 690 Fed. Reg. 6,321 – to govern the implementation of Special Law Enforcement Commission Deputation Agreements; and

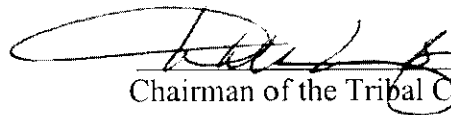
WHEREAS, this policy expressly lays out issues regarding good faith efforts on behalf of all parties involved in the aforementioned agreements, including as they relate to liability.

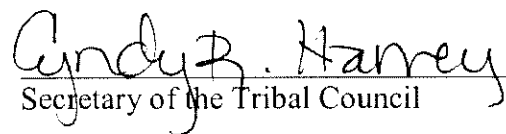
BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the BIA, Office of Law Enforcement (OLES) and the White Mountain Apache Tribe enter into this Deputation Agreement to govern the BIA OLES's issuance of Special Law Enforcement Commissions, pursuant to the Assistant Secretary – Indian Affairs' Cross-Deputation Agreements, Memoranda of Understanding, Memoranda of Agreement, and Special Law Enforcement Commission Deputation Agreements, FR DOC. 04-2842, policy guidance.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice-Chairman, is hereby authorized to negotiate and execute any and all documents necessary to effectuate the intent of this Resolution.

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The foregoing resolution was on August 4, 2005, duly adopted by a vote of NINE for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to the authority vested in it by Article IV, Section 1 (a), (b), (c), (t) and (u) of the Constitution of the Tribe, ratified by the Tribe September 30, 1993, and approved by the Secretary of the Interior on November 12, 1993, pursuant to Section 16 of the Act of June 18, 1934 (48 Stat. 984).


Chairman of the Tribal Council


Secretary of the Tribal Council