



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

(Approving the Compliance Amendments to the Employee Welfare Benefits Plan)

WHEREAS, pursuant to Article IV, Section 1(a) and 1(s) of the Constitution of the White Mountain Apache Tribe, *inter alia*, the Tribal Council has the authority to represent the Tribe and act in all matters that concern the welfare of the Tribe; and

WHEREAS, the White Mountain Apache Tribe sponsors one or more health plans for the benefit of eligible government and/or enterprise employees, and in certain cases, dependants of such employees, as set forth in the eligibility and participation provisions of the Plan; and

WHEREAS, On March 23, 2010, the Patient Protection and Affordable Care Act (PPACA) was signed into law, requiring changes to the Plan with certain dates effective beginning as of the first Plan Year beginning after September 23, 2010, certain changes effective as of January 1, 2011, and other changes effective 2012 - 2020; and

WHEREAS, the Compliance Amendment (see attached) is intended to cover only mandatory PPACA compliance changes effective for Plan years beginning after September 23, 2010 and those effective January 1, 2011; and

WHEREAS, the Tribal Council finds it necessary to adopt the attached PPACA 2010-2011 Compliance Amendment for the Tribe's Employee Welfare Benefits Plan.

BE IT RESOLVED by the Tribal Council of the White Mountain Apache Tribe that it hereby adopts the attached PPACA 2010/2011 Compliance Amendment to the White Mountain Apache Tribe's Employee Welfare Benefits Plan.

BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that in the event that this Resolution conflicts with a prior Resolution or Policy, this Resolution shall govern.

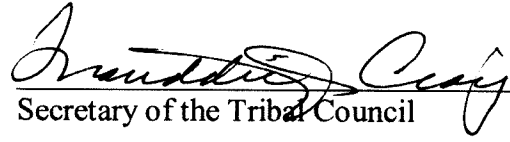
BE IT FURTHER RESOLVED by the Tribal Council of the White Mountain Apache Tribe that the Chairman, or in his absence, the Vice Chairman, is hereby authorized to execute any and all documents necessary to effectuate the intent of this Resolution.

The foregoing resolution was on DECEMBER 22, 2010 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), (i), (k), (s), (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).

Resolution No. 12-2010-329



Chairman of the Tribal Council



Secretary of the Tribal Council