

RESOLUTION NO. 390-15

WHEREAS, the Standing Rock Sioux Tribe [SRST] is an unincorporated Tribe of Indians, having accepted the Indian Reorganization Act of June 18, 1934, with the exception of Section 16; and the recognized governing body of the Tribe is known as the Standing Rock Sioux Tribal Council; and

WHEREAS, the Standing Rock Sioux Tribal Council, pursuant to the amended Constitution of the Standing Rock Sioux Tribe, Article IV, Section 1[a], is empowered to negotiate with Federal, State and local governments and others on behalf of the Tribe; and

WHEREAS, the Standing Rock Sioux Tribal Council, pursuant to the amended Constitution of the Standing Rock Sioux Tribe, Article IV, Section 1[c], is empowered to promote and protect the health, education and general welfare of the members of the Tribe, and to administer charity and such other services as may contribute to the social and economic advancement of the Tribe and its members; and

WHEREAS, Chief Arvol Looking Horse, 19th Generation Keeper of the Sacred Canunpa of the Oceti Sakowin [Great Sioux Nation] issued a statement in October 2014 that detailed the significance of the grizzly bear in Lakota, Dakota and Nakota culture, a relationship that has existed since time immemorial, that is reflected in the ceremonial and healing practices of the Lakota, Dakota and Nakota people; and

WHEREAS, the SRST is in full support of Chief Looking Horse's statement, and recognizes the grizzly bear as a relative, a healer and teacher of our people, as exemplified in narratives related to our ancestors such as Sitting Bull and Hairy Chin; and

WHEREAS, Federally recognized Tribes have a unique nation-to-nation relationship with the Federal Government that requires consultation to be held at a government-to-government level, and be conducted under existing protocols and within an established framework; and

WHEREAS, the USFWS, Department of Interior, has, so far, failed to fulfill Executive Order 13175 [November 06, 2000] "Consultation and Coordination with Indian Tribal Governments" signed by President Clinton, and the Memorandum for the Heads of Executive Departments and Agencies [November 05, 2009] issued by President Obama requiring a "complete and consistent implementation of Executive Order 13175"; and

WHEREAS, the USFWS has so far failed to implement President Obama's Memorandum for the Heads of Executive Departments and Agencies [November 05, 2009] that stated "[consultation is a critical ingredient of a sound and productive Federal-Tribal relationship" and affirmed the Administration's "commitment to regular and meaningful consultation and collaboration with Tribal Officials in policy decisions that have Tribal implications"; and

WHEREAS, the *American Indian Tribal Rights, Federal-Tribal Trust Responsibilities, and the Endangered Species Act Order* states: "The Departments shall take into consideration the impacts of their actions and policies under the Act on Indian use of listed species for cultural and religious purposes [sec. 5 #4]"; and

WHEREAS, the Order directs the USFWS to "solicit traditional knowledge, and comments from, and utilize the expertise of, affected Indian Tribes" during the consultation process, and "cooperate with affected Tribes

to develop and implement Recovery Plans in a manner that minimizes" social and cultural impacts on Tribal people; and

WHEREAS, thorough and meaningful consultation consistent with President Obama's Memorandum and Executive Order requires USFWS to meet Individually with Tribe to define a consultation timeline;

NOW THEREFORE BE IT RESOLVED, that the SRST opposes the proposed delisting of the Grizzly Bear from the Endangered Species Act and calls for the Department of the Interior to institute a moratorium on the delisting of the Grizzly Bear so that a full, thorough and meaningful Tribal consultation process can take place, during which the points raised herein, and those raised by each respective Tribal Nation in their official resolutions and declarations, can be fully addressed and incorporated into the future Federal Grizzly Bear management plans and policy positions; and


BE IT FURTHER RESOLVED, that the Chairman and Secretary of the Tribal Council are hereby authorized and instructed to sign this resolution for and on behalf of the Standing Rock Sioux Tribe.

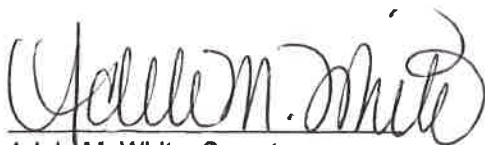
CERTIFICATION

We, the undersigned, Chairman and Secretary of the Standing Rock Sioux Tribe, hereby certify that the Tribal Council is composed of 17 members, of whom 15 constituting a quorum, were present at a meeting duly and regularly called, noticed, convened and held on the 25th day of **AUGUST, 2015**, and that the foregoing resolution was duly adopted by the affirmative vote of 13 members, with 0 opposing, and with 2 not voting. **THE CHAIRMAN'S VOTE IS NOT REQUIRED EXCEPT IN CASE OF A TIE.**

DATED THIS 25th DAY OF AUGUST, 2015.

ATTEST:


Dave Archambault II, Chairman
Standing Rock Sioux Tribe



Adele M. White, Secretary
Standing Rock Sioux Tribe

[OFFICIAL TRIBAL SEAL]

Meeting Date: 08/25/2015
Motion No. 14