



THE MILLE LACS BAND OF
OJIBWE INDIANS

Legislative Branch of Tribal Government

RESOLUTION 20-03-05-23

**A RESOLUTION IN SUPPORT OF A MEMORANDUM OF
AGREEMENT BETWEEN THE MILLE LACS BAND OF OJIBWE AND
THE FEDERAL BUREAU OF INVESTIGATION**

- WHEREAS, the Mille Lacs Band Assembly (“Band Assembly”) is the duly elected legislative body of the Non-Removable Mille Lacs Band of Ojibwe (“Band”), a federally recognized Indian tribe; and
- WHEREAS, pursuant to 3 MLBS §§ 3(d) and 3(f), the Band Assembly is empowered to “adopt resolutions” and “ratify agreements, contracts, cooperative and reciprocity agreements and memoranda of understanding;” and
- WHEREAS, pursuant to 3 MLBS § 1(m), a “resolution” is defined as “a formal expression of the opinion, will, or intention” of the Band Assembly; and
- WHEREAS, since 2015, the U.S. Department of Justice has operated the Tribal Access Program for National Crime Information (“TAP”), which provides tribal governments with the ability to access, enter, and exchange data with national crime information systems, including those maintained by the Federal Bureau of Investigation (“FBI”) Criminal Justice Information Services Division; and
- WHEREAS, TAP is managed by the U.S. Department of Justice’s Office of the Chief Information Officer and the Office of Tribal Justice; and
- WHEREAS, tribes participating in TAP may access national crime information systems for federally authorized criminal justice and non-criminal justice purposes; and
- WHEREAS, the Band’s Department of Administration has proposed a Memorandum of Agreement between the Minnesota Chippewa Tribe – Mille Lacs Band and the Federal Bureau of Investigation (“MOA”) for the purpose of invoicing the Band for the receipt of fingerprint-based background investigation results from the Criminal Justice Information System; and
- WHEREAS, the MOA expressly authorizes the Band to “submit fingerprints to the FBI and receive criminal history record information . . . for noncriminal justice purposes under provisions of federal law[,]” including 25 U.S.C. § 3207 and 25 U.S.C. § 4138; and
- WHEREAS, the Band’s Office of the Solicitor General has reviewed and sanctioned the substantive legal provisions of the MOA.

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NOW, THEREFORE, BE IT RESOLVED, that the Band Assembly does hereby ratify and lend its support to the proposed MOA to be entered into between the Band and the FBI.

WE DO HEREBY CERTIFY that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly, in Legislative Council assembled, a quorum of legislators being present, held on the 1st day of February, 2023, at Nayahshing, Minnesota, by a vote of 3 FOR, 0 AGAINST, 0 SILENT.

IN WITNESS WHEREOF, we, the Band Assembly, hereunto cause to have set the signature of the Speaker of the Assembly.

OFFICIAL SEAL OF THE BAND




Sheldon Boyd, Speaker of Assembly