



THE MILLE LACS BAND OF
OJIBWE INDIANS
Legislative Branch of Tribal Government

JOINT RESOLUTION 19-01-105-20

A JOINT RESOLUTION APPROVING THE CHANGE HEALTHCARE SOLUTIONS, LLC CONTRACT WITH THE BAND'S HEALTH & HUMAN SERVICES

- WHEREAS, the Mille Lacs Band Assembly (“Band Assembly”) is the duly-elected governing body of the Mille Lacs Band of Ojibwe (“Band”), a federally-recognized Indian Tribe; and
- WHEREAS, pursuant to 3 MLBSA § 2 (d), the Band Assembly has the power to adopt resolutions to promote the general welfare of the people of the Band; and
- WHEREAS, pursuant to 4 MLBSA § 2, the Chief Executive of the Band is empowered to exercise the Executive Branch powers of the Band; and
- WHEREAS, the Commissioner of Health & Human Services wishes to enter into a contract with Change Healthcare Solutions, LLC that contains what may potentially be construed by a court of competent jurisdiction as a limited waiver of sovereign immunity; and
- WHEREAS, the Band’s Health & Human Services Finance consulted with the attorneys at Change Healthcare and they were not able to remove the language nor amend to incorporate Mille Lacs Band Law; and
- WHEREAS, the Band Assembly and Chief Executive recognize that the contract with Change Healthcare Solutions, LLC is crucial and cost-effective for the Band’s Health & Human Services; and
- WHEREAS, pursuant to 24 MLBSA § 2(b), the Court of Central Jurisdiction shall have exclusive original jurisdiction over all civil matters involving the Band or its entities to the Court of Central Jurisdiction unless by written contract, the Band Assembly, despite ratifying the contract, nevertheless preserves the Band’s legal defense of sovereign immunity; and
- WHEREAS, the Band Assembly and Chief Executive acknowledge that governing law provisions are contained in the contract, requiring what may potentially be construed by a court of competent jurisdiction as a limited waiver of sovereign immunity.

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NOW THEREFORE BE IT RESOLVED, that the Band Assembly and Chief Executive approve the contract with Change Healthcare Solutions, LLC.

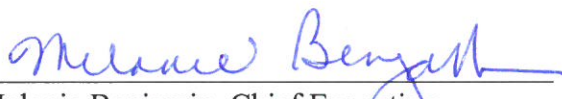
WE DO HEREBY CERTIFY that the foregoing resolution was duly concurred with and adopted at a regular session of the Band Assembly in Legislative Council assembled, a quorum of legislators being present, held on the 31st day of March, 2020 at Nayahshing, Minnesota by a vote of 2 FOR, 0 AGAINST, 1 SILENT.

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



Sheldon Boyd, Speaker of the Assembly

IN CONCURRENCE, with the action of the Speaker of the Assembly, I hereunto set my hand to this resolution.



Melanie Benjamin, Chief Executive

OFFICIAL SEAL OF THE BAND