

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

**WHEREAS,** the Tribal Council in resolution 09-2002-248 authorized a planning committee to review options to retrocede the Tribe's detention program back to the Bureau of Indian Affairs; and

**WHEREAS,** the basis for the proposal was to seek Bureau of Indian Affairs' assistance in improving the conditions at the Tribe's detention facility and to alleviate financial hardship upon the Tribe caused by the operation of the detention facility; and

**WHEREAS,** the planning committee has reviewed the matter and held meetings with the Bureau of Indian Affairs law enforcement officials and returned to the Council with a recommendation that the retrocession not proceed as originally proposed; and

**WHEREAS,** the recommendation against retrocession is based upon a careful review of the funding for the detention program as a proportion of the entire law enforcement budget provided by the Bureau of Indian Affairs which indicates no cost savings through the retrocession; and

**WHEREAS,** the proposed detention facility retrocession would also preclude the opportunity to obtain grant funds for proposed expansions and additional detention facilities vitally needed by the Tribe; and

**WHEREAS,** the Tribal Council reaffirms its request for additional BIA funding support to fully fund the law enforcement program as required under Public Law 93-638; and

**WHEREAS,** at present the Tribe receives roughly one third of its annual law enforcement budget from the Bureau of Indian Affairs, with the remainder coming from Tribal funds; and

**WHEREAS,** the White Mountain Apache Tribe recognizes it cannot allow essential government law enforcement services to go unfunded, and for that reason it has made up the annual shortfall in BIA funding for law enforcement; and

**WHEREAS,** the Tribe has been frustrated in the lack of adequate response by the Bureau of Indian Affairs Law Enforcement Division in finding a remedy to the ongoing chronic shortage of law enforcement funds.

**BE IT RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that it hereby reiterates its demand that the Bureau of Indian Affairs Law Enforcement Division fully fund the Tribe's 93-638 law enforcement contract.

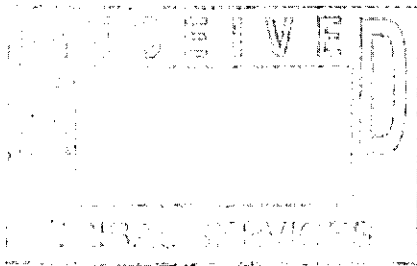
**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that for the reasons set forth above, it shall not pursue retrocession of the detention program on the condition that BIA Law Enforcement will continue to work with the

**Resolution No. 09-2003-229**

Tribe to secure adequate funding and program options to improve the standards of the detention program operated pursuant to the 93-638 contract.

**BE IT FURTHER RESOLVED** by the Tribal Council of the White Mountain Apache Tribe that the planning committee shall continue to work on coordinating improvements and funding options for the detention program as previously directed in resolution 09-2002-248.

The foregoing resolution was on SEPTEMBER 9, 2003 duly adopted by a vote of EIGHT for and ZERO against by the Tribal Council of the White Mountain Apache Tribe, pursuant to authority vested in it by Article IV, Section 1 (a), (b), (c), (g), (i), (j), (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).



**ACTING** Frank J. [Signature]  
Chairman of the Tribal Council

Cindy B. Harney  
Secretary of the Tribal Council